APPENDIX III TAB G

1 (Pages 1 to 4)

			1 (Pages 1 to 4
	· · · · · · · · · · · · · · · · · · ·	_	3
1	IN THE UNITED STATES DISTRICT COURT	1	APPEARANCES
2	FOR THE MIDDLE DISTRICT OF PENNSYLVANIA	2	l e e e e e e e e e e e e e e e e e e e
3	Х	3	ON BEHALF OF THE PLAINTIFFS:
4	TAMMY KITZMILLER, et al.,	4	ALFRED H. WILCOX, Esquire
5	Plaintiffs, : Case No.:	. 5	
6	vs. : 04-CV-2688	6	
7	DOVER AREA SCHOOL DISTRICT AND :	1 7	U .
8	DOVER AREA SCHOOL DISTRICT : (Hon. Judge Jones)	8	
9	BOARD OF DIRECTORS, :	9	
10	Defendants. :	10)
11	х	11	l ,
12		12	ON BEHALF OF THE DEFENDANTS:
13	Deposition of JOHN F. HAUGHT, PH.D.,	13	RICHARD THOMPSON, Esquire
14	Washington, D.C.,	14	Thomas More Law Center
15	Wednesday, June 1, 2005	15	24 Frank Lloyd Wright Drive
16	9:05 A.M.	16	P.O. Box 393
17		17	Ann Arbor, Michigan 48106
18		18	Telephone: (734) 827-2001
19	Job No.: 1-55231	19	
20	Pages: 1 - 297	20	
21	Reported by: Dana R. Craddock, RPR	21	
22		22	
<u> </u>		╁─	
	Deposition of JOHN F, HAUGHT, PH.D., held	١.	CONTENTS 4
1 2	at the offices of:	2	EXAMINATION OF JOHN F. HAUGHT, PH.D.: PAGE:
3	at the tribute of	3	By Mr. Thompson 5
4	Pepper Hamilton, LLP	4	-, ,
5	600 14th Street, Northwest	5	
6	Hamilton Square	6	
7	Washington, D.C. 20005	7	EXHIBITS
8	(202) 220-1200	В	DEFENDANTS DEPOSITION EXHIBIT PAGE
9		9	No. I Curriculum Vitae 9
10	Pursuant to agreement, before Dana R.	10	No. 2 Report Of John F. Haught, Ph.D. 24
11	Craddock, RPR, Court Reporter and Notary Public in and	ţΙ	No. 3 Dover Area Board Of Directors, 32
. 12	for the District of Columbia.	12	Biology Curriculum Press Release
13	!	13	
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16		16	. [
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20		20	i
20 21		21	
20			

2 (Pages 5 to 8)

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╽.	PROCEEDINGS	5	
		1,	sure we will take periodic breaks anyway, but if you
	JOHN F. HAUGHT, PH.D.,	2	need to take a break, please first finish the
3	having been swom, testified as follows:	3	question answering the question, and then we can
11	EXAMINATION BY COUNSEL FOR THE DEFENDANTS	1	take the break then.
5	BY MR. THOMPSON:	5	Are you taking any kind of medication or
6	Q Good moraing, Professor Haught. As you	6	drugs that would in any way detract from your ability
17	know, my name is Richard Thompson, and we've met	7	to understand the questions?
8	previously, and I would like to ask if you've ever	8	A No.
10	been deposed before in a court case.] 9	Q Okay. Is there any reason that you can
11	A No, this is my first time.	10	think of that you will not be able to truthfully
	Q Okay. And you've just been swom to tell	[11	answer the questions?
12	the truth, the whole truth and nothing but the truth?	12	A No.
14	A Yes.	13	Q Okay. So if you answer a question that I
15	Q You understand the meaning of that oath? A Yes.	14	ask, then I will assume that you've heard the question
16	Q It's the same as if you were in a	15	and understood it; is that correct?
17	controon –	16	A Yes.
18	A Yes.	17	MR. WILCOX: Objection. He might not
19	Q in front of a judge. Because of the	18	have understood it the way you understood it.
20	importance of telling the truth, the whole truth and	19 20	MR. THOMPSON: Right, BY MR. THOMPSON;
21	nothing but the truth, I would like you to just follow	21	
22	a few rules I think that are basically common to all	22	Q During the deposition your counsel will object, and that is for the Record, and normally you
			object, and that is for the Record, and normanly you
Ι.		1	8
	depositions. And that is, you have to speak orally;	1	will continue to answer the question unless your
2	you can't shrug or nod your head because the court	2	counsel directs you not to.
3	reporter cannot take down a shrug or a nod of the	3	The reason why you're here this morning is
4	head; that if you don't understand a question that I	4	because you have prepared an expert report in support
5	ask you or don't hear it, please ask me to repeat the	5	of the plaintiffs' case; do you understand that?
6 7	question or rephrase it and I will try my best to do that. Do you understand that?	6	A Yes.
8	A Yes.	7	Q And the plaintiffs are several parents who
l °		ľ	have filed a lawsuit against the Dover School
10	Q You understand that the deposition is a way of the defendants finding out the basis of your expert	10	District; do you understand that?
10	opinion?	11	A Yes.
12		12	Q And the Dover School District is considered the defendant in this case; do you understand that?
13	Q And that the answers that you give me will	13	A Yes,
14	be answers that we may use in court?	14	1 11
15	A Yes.	15	Q Have you talked to anyone in preparation for
16	Q The rules take a regarding depositions	16	your deposition this morning? A No.
17	are a little more lenient than the rules in actual	17	MR. WILCOX: Excuse me, You talked
18	court testimony, and, so, the basis is that you answer	18	with me.
19	the questions I ask you unless your lawyer directs you	19	THE WITNESS: I thought you meant this
20	not to answer it. At that time you follow the	20	morning did I talk
21	direction of your lawyer. If you need to take a break	21	BY MR. THOMPSON:
[-·	and a second of the sample. If you make to take a filter	۲,	AT MIN THOMESON.

22 at any time, please say you need to take a break. I'm

22

Q Well --

.3 (Pages 9 to 12)

			.5 (Pages 9 to 12
١.	9	}	11
1	A — did I talk to anyone —	1	A They both went to private high schools,
	Q - "this morning" -	2	public grade schools.
3	A — this morning.	3	Q Okay. Private high schools, do you remember
4	Q In preparation for your deposition this	4	the name of the high schools?
5	тьоторд	5	A The older son went to Gonzaga High School in
6	A Oh, okay.	6	Washington and the other son went to Bishop O'Connell
7	Q - have you talked to anyone? It could have	7	in Arlington, Virginia.
8	been yesterday or the day before.	8	Q Are those both Roman Catholic?
9	A Yes, I talked to Mr. Wilcox.	9	A Both of those are Roman Catholic schools.
10	MR. THOMPSON: I would like to have	10	Q Have you ever been a party to a lawsuit
11	marked as Defendants Exhibit 1 a document entitled,	11	before?
12	John F. Haught Curriculum Vitae, and I've made copies	12	A No.
13	for you and you.	13	Q Okay. Have you testified have you ever
14	(Defendants Deposition Exhibit Number 1 was	14	testified in a trial —
15	marked for identification and attached to the	15	A No-
16	transcript.)	16	Q before?
17	BY MR. THOMPSON:	17	A - I haven't.
18	Q I want to show you Defendants Exhibit 1 and	18	MR. WILCOX: Just off the Record for a
19	ask if you could identify that?	19	second.
20	A Yes.	20	(Discussion off the Record.)
21	Q And what is it?	21	BY MR. THOMPSON:
22	A It's my curriculum vitae.	22	Q What is your current occupation?
\vdash	ID		10
		r	12
1	Q And you prepared that?	1	A lam a writer and speaker – lecturer. I
1 2	Q And you prepared that?A I prepared this, yes.	1 2	
1] -	A lam a writer and speaker – lecturer. I
2	A I prepared this, yes.	2	A lam a writer and speaker – lecturer. I have just retired from teaching at Georgetown.
2 3	A I prepared this, yes. Q Okay. Would you please review it, and I'm going to ask you whether that is an accurate depiction of your history — of your career and the books that	2	A I am a writer and speaker – lecturer. I have just retired from teaching at Georgetown. Q And what was the date of that retirement?
3 4	A I prepared this, yes. Q Okay. Would you please review it, and I'm going to ask you whether that is an accurate depiction	2 3 4	A I am a writer and speaker - lecturer. I have just retired from teaching at Georgetown. Q And what was the date of that retirement? A It will be - well, the official date was
2 3 4 5	A I prepared this, yes. Q Okay. Would you please review it, and I'm going to ask you whether that is an accurate depiction of your history — of your career and the books that	2 3 4 5	A I am a writer and speaker — lecturer. I have just retired from teaching at Georgetown. Q And what was the date of that retirement? A It will be — well, the official date was May — no, I'm sorry, August of 2000 and — what's
2 3 4 5 6 7 8	A I prepared this, yes. Q Okay. Would you please review it, and I'm going to ask you whether that is an accurate depiction of your history — of your career and the books that you've written? A As far as I know, yes. Q Okay. You were born on November 12th, 1942?	2 3 4 5 6	A I am a writer and speaker — lecturer. I have just retired from teaching at Georgetown. Q And what was the date of that retirement? A It will be — well, the official date was May — no, I'm sorry, August of 2000 and — what's the — 2004.
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A I prepared this, yes. Q Okay. Would you please review it, and I'm going to ask you whether that is an accurate depiction of your history — of your career and the books that you've written? A As far as I know, yes. Q Okay. You were born on November 12th, 1942? A Yes. Q Okay. And you're married? A I'm married. Q And what was the date of that marriage, if you recall? A September 4th, 1967. Q Okay. And you have two children? A Two children. Q And what are their ages? A Thirty — one was born in 1970 and the other 1973, so 34 and 32. Q Okay. Do you recall whether they went	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	A I am a writer and speaker – lecturer. I have just retired from teaching at Georgetown. Q And what was the date of that retirement? A It will be – well, the official date was May – no, I'm sorry, August of 2000 and – what's the – 2004. Q 2004? A Uh-hnh. Q Prior to your retirement from Georgetown, what was your position there? A I was the Heakey Professor of Theology, Thomas Healey Professor of Theology, Q And how long had you held that position? A That particular chair only one year. Q And before then? A Before that I was the Landegger Distinguished Professor from 1996 to 2002. Q And that was also as a professor of theology? A Yes.

4 (Pages 13 to 16)

				4 (Pages 13 to 1	6
١.			Ι.		5
	A	I believe it was in February of 2005.		for a number of years, particularly starting in 1995,	
2	Q	And who –	2	but more recently in my books God After Darwin and	ı
3	A	Possibly earlier. I don't remember.	3	Deeper Than Darwin as well as in many lectures and	
4	Q	Who contacted you?	4	other articles and book chapters that I've	
5	A	Steve Harvey.	5	contributed.	
6	Q	And do you know who he is?	6	Q Is it an accurate statement, then, that you	
7	A		7	became involved in a substantial degree with the issue	
8	Q	Had you had any prior relationship with	8	of intelligent design theory in 1995?	
9	Mr. H	arvey?	9	A I started probably before that, but	
10	A	None whatsoever.	10	especially since 1995, yes.	i
11	Q	Okay. What were you asked to do by	11	Q How long before that had you become familiar	
12	Mr. H	arvey?	12	or involved in studying the issue of intelligent	
13	A	To be a witness for this particular case.	13	design theory?	
14	Q	Did he ask you to be a witness in any	14	A Well, since I've taught science and religion	1
15	particu	ular area of the case or just be a witness in	15	for 35 years, I have been implicitly and less	-
16	this ca	ise?	16	intensely, but, nonetbeless, substantively involved in	-
17	A	Well, to - to be a witness against - in	17	discussions of intelligent design for many years.	-
18	the Ci	ivil Liberties or ACLU case against the Dover	18	Q How many years?	Į
19	Schoo	d Board.	19	A I would say probably 20 15 to 20.	f
20	Q	And did he tell you how you could help in	20	Q At the earliest part of your interest in	١
21	that ca	nse?	21	intelligent design theory 15 to 20 years ago, who were	١
22	A	I'm not sure that he ever said so	22	the proponents of intelligent design at that time?	
一		14	<u>†</u>	16	Ţ
1	explici	tly; I can't recall. But my assumption was he	1	A Well, the term intelligent design theory was	١
2	though	nt that I could be a — a witness in making a	2	not in vogue at that time, but substantively there	١
3	case ag	gainst the Dover School Board's advice that	3	have always been what we would call proponents of	Í
4	studen	to be exposed to intelligent design theory as an	4	natural theology going back a number of centuries, in	١
5	alterna	tive to evolutionary biology as usually taught	5	fact, but I can't recall specifically what the names	١
6	in the	schools.	6	of the people were because it was just one general	١
7	Q	Well, why did you agree to do that?	7	alternative in a wide spectrum of approaches in	Į
8	A	I did it out of principle that a deep	8	science and religion.	
9	princip	ple that I have that the school board was	9	Q When is the first article or book you	l
10	implici	itly confusing issues in science and religion	10	published that touched upon intelligent design theory	ł
111	that sh	ould be carefully distinguished and that, in	11	in any way?	ı
12	effect,	the school board was proposing that science	12	MR. WILCOX: Objection, vague. Could	Ì
13	classro	oms in Pennsylvania and presumably elsewhere	13	you use a more specific phrase than "touched upon"?	ļ
14	should	, in the interest of what they referred to as	14	Do you mean mentioned intelligent design?	l
15	balanc	ed treatment, give the students exposure to what	15	MR. THOMPSON: Thank you.	ı
16	they co	onsider to be alternatives to evolutionary	16	BY MR. THOMPSON:	Ì
17	•	but which I consider to be not alternatives to	17	Q Mentioning intelligent design.	1
18		y but alternatives to a specific ideology.	18	A I believe the first explicit mention of that	l
19	~-	Did you come to that conclusion prior to	19	formal term was in my book God After Darwin; atthough,	Ì
20	•	g to be an expert?	20	it's pussible - I don't recall that I mentioned it in	
21		Yes, I had written about intelligent design	21	an article published in a book by the Vatican Press or	ı
		,	l	a 1 1 101 111 4 1 a 5 4 5	ŀ

22 the -a book published jointly by the Center for

22 and its relationship to the science and religion issue

6 (Pages 21 to 24)

			6 (Pages 21 to 24
	2)		23
1	in 1995	1	A I would change some emphases; for example, I
12	Q Okay.	2	have a chapter on information in God After Darwin
3	A — God After Darwin in 1999 and Deeper Than	3	which has been somewhat coopted, I think erroneously,
4	Darwin in 2003.	4	by Michael Behe and also more recently by William
5	Q Are you -	5	Dembaki to be somehow supportive of their position. I
6	A And -	6	would be more careful to phrase my position
7	Q Well, go ahead. I'm sorry.	7	differently – a little bit differently today than I
8	A And presently I'm working on a book which is	8	did in that book because it — the way I have it there
۱,9	going to be called is Nature Enough, which is a	١,۶	it could possibly lead to misunderstandings of my
10	critique of scientific naturalism.	10	basic position.
11	Q How far along are you in that book?	11	Q Any other changes that you would make in any
12	A I'm pretty far along. I should be finished	12	of the books that you have written, the three books
13	by the end of the summer.	13	that you've mentioned?
14	Q Does it deal with intelligent design?	14	A No substantive changes that I can think of
15	A Yes, it does in passing, but my book Decper	15	at the moment.
16	Than Darwin has a whole chapter on intelligent design,	16	Q When did you first become interested in the
17	but this book deals with it in passing. I mention it	17	theory of evolution?
18	quite often in the book as an inadequate response to	18	A Back when I was about 23 years old when I
19	the threat of secular of naturalism, rather, in	19	first read Teilhard de Chardin whose view was that
20	intellectual life today.	20	nothing in biology can be understood apart from
21	Q Does the book discuss Darwin's Theory of	21	evolution, a view which had also been expressed by
22	Evolution?	22	Theodosius Dhobzhausky, a Russian Orthodox scientist.
\vdash		╁╌	24
1	A Yes.	1	MR. THOMPSON: I would like to have
2	MR. THOMPSON: I would like a copy of	2	this marked Defendants Exhibit 2.
3	the manuscript under the same justification that the	3	(Defendants Deposition Exhibit Number 2 was
4	plaintiffs have asked for a copy of the manuscript of	4	marked for identification and attached to the
5	Bill Dembski's new book, Revising of Pandas and	5	transcript.)
6	People,	6	BY MR, THOMPSON:
7	MR. WILCOX: Is there a reference in	7	Q Professor Hanght, would you look at
8	the report to it?	8	Defendants Exhibit 2 and see if you can identify that?
9	MR. THOMPSON: No.	9	A This is the report that I submitted in the
10	MR. WILCOX: I don't think the analogy	10	proceedings in the United States District Court for
11	is quite apt, but I will take it under advisement and	11	the Middle District of Pennsylvania, Tammy Kitzmiller,
12	discuss it with the witness.	12	et al. versus Dover Area School District and Dover
13	THE WITNESS: It's still in the process	13	Area School District Board of Directors.
14	of being written, so it's not my final thoughts on	14	Q Is this what we would call your expert
15	these issues.	15	report?
16	BY MR. THOMPSON:	16	A It's an abstract of what would be much more
17	Q Have your thoughts been evolving I hate	17	đetailed.
18	to use that word through time?	18	Q And this was the report you prepared in
19	A Of course. Of course.	19	response to the request of attorney Steve Harvey?
20	Q Looking back on the three books that you	20	A Yes.
21	have published so far, would you change any of the	21	Q Okay. And you are aware that this report
22	conclusions that you've written?	22	could be used by a judge to make a decision in this
1		l -	. ,

7 (Pages 25 to 28)

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Ì		25		2	7
١	1	case?	1	A No, I did not read Shallit's.	
١	2	MR. WILCOX: Objection.	2	Q His is a rebuttal report.	
١	3	THE WITNESS: Yes, I am.	3	A I can't remember.	
١	4	MR. WILCOX: Objection.	4	Q Okay. At the time that you prepared this	
١	5	BY MR. THOMPSON:	5	report, were you aware of the other expert reports,	
	6	Q First a couple of general questions. Does	6	both plaintiffs' and defendants'?	
ļ	7	this report contain a complete statement of all the	7	A No, I knew vaguely that some people had been	
	8	expert opinions you intend to give in the court case?	8	solicited to write other expert reports, but I did not	
	9	A Probably not. As I said, this is just a	9	know who they were or what they were going to say.	
	10	sketch of my - of what would be a more substantive	10	Q Did you contact any of the other experts	
	11	and more detailed testimony.	111	prior to writing this report?	
	12	Q So this is not a complete -	12	A 1 did not.	
	13	A This is not - not -	13	Q Okay. So you cannot say today or you said	
	14	Q - opinion that you would	I4	to the contrary that this report does not contain all	
	15	A Of course not.	15	of your opinions that you would venture in this case?	
	16	Q - venture?	16	A No, I've written a number of pieces; more	
	17	A No.	17	recently a book called Debating Design. I have a more	٠,
	18	Q Have you written any supplemental reports?	18	thorough discussion of intelligent design there than I	İ
	19	A In relation to this case?	19	do here. In my book Deeper Than Darwin I discuss	
	20	Q Yes.	20	intelligent design in much more depth than I do here.	
	21	A No.	21	This is only a kind of, as I said, very sketchy	
	22	Q Have you written any rebuttal reports to any	22	representation of what I would say if I had time to	
			ļ		4
		26		28	Ļ
	į	of the experts that the defendants have provided?	1	develop this in book-length form.	
	2	A I have not written any, no.	2	Q Okay. Whether in book-length form or not,	
	3	Q Okay. Have you seen any of the reports that	3	I'm interested in what you would be testifying as an	
	4	the expert experts for the defendants have written?	4	expert in court regarding this issue. You're saying	ı
	5	A Yes, and I read through most of them; some	5	that your opinions would be much broader than the	ı
	6	of them more hurriedly than others.	6	opinions that you give in this report?	ı
i	7	Q When did you do that?	7 8	MR. WILCOX: Objection. What he will testify to will be in response to those questions that	J
١	8	A I started doing that about two weeks ago.	9		ł
١	9	Q Okay. So your expert report, Exhibit 2, was	i -	are put to him, naturally, and those questions will be posed by counsel. To the extent that defense counsel	ı
١	10	written prior to the time you saw any of the other	10	wishes to bring out even further material by	ı
١	11	expert reports?	12	cross-examining, defense counsel can do that. But for	ı
	12 13	A Yes, I had seen no others at the time. Q Okay. What about the experts on your side,	13	the witness to sit here today and predict what he will	
١			14	be asked and what he might be asked on	i
	14	the expert opinions that the plaintiffs had; have you	15	cross-examination, I think, is asking too much of the	
ŀ	15	seen any of their reports?			ı
}	16	A live read hurriedly Pennock's. I'm siready	16 17	witness. BY MR. THOMPSON:	
Ī	17	familiar with Kenneth Miller's approach. For many	18		Į
	18	years I've studied his work. Who else is there?		Q Well, you've indicated your opinion would be	
	19	Q Barbara Forrest?	19	much broader than what you've prepared in your report;	
	20 21	A I read through hers, also, yes.	20	is that correct?	
	21	Q Okay. Any others? Shallit, Professor	21 22	A The opinions that I have about intelligent	ļ
	22	Shallit?	22	design have been developed – developing for a number	ĺ
- 1					•

8 (Pages 29 to 32)

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١.	. 29		31
'	of years.	1	A About a week. I was not working at it
2 3	Q I'm talking about your expert report. A My expert report I would say is accurate but	3	steadily, but I had it pretty well worked out within a
4	A My expert report I would say is accurate but not adequate as far as my own understanding of and	1 '	O Did you refer to any other documents as you
1 5	criticism of intelligent design is concerned.	5	Q Did you refer to any other documents as you prepared this report?
6	Q What about as it relates to the particular	6	A Did I consult any —
7	case that we're involved with?	7	Q Yes, or consult or refer.
8	MR. WILCOX: Objection, vague.	8	A — consult any other documents?
وَ	BY MR. THOMPSON:	9	Well, I had I consulted some sections Of
10		10	Paudas and People that had been brought to my
11	you think your report is adequate for the particular	lii	attention.
12	case that we are involved with today?	12	O By whom?
13	MR. WILCOX: Objection. That calls for	13	A By Steve Harvey whose -
14	a legal conclusion as to what's required under Rule	14	Q Did you read the entire book?
115	26. This expert is not here as a legal expert.	15	A I did not read the entire book. I can tell
16	MR. THOMPSON: I didn't ask a legal	16	you that I have the book, but I started to read it and
17	conclusion.	17	immediately considered it to be a waste of my time.
18	BY MR. THOMPSON:	18	Q Why is that?
19	Q lasked your own opinion as an expert in	19	A Because there are much more sophisticated
20	this area.	20	presentations of the intelligent design position that
21	A Is it adequate?	21	I was already familiar with.
22	Q Yes.	22	Q In preparing for the report did you look at
ı	•		(
	30	一	12 [
1	MR. WILCOX: Objection.	1	32 any other documents that were provided for you by
1 2		Ι.	
	MR. WILCOX: Objection. THE WITNESS: As I've been saying well] 1	any other documents that were provided for you by
2 3 4	MR. WILCOX: Objection. THE WITNESS: As I've been saying well BY MR. THOMPSON:	1 2	any other documents that were provided for you by Mr. Harvey or the law firm representing A Not that I recall Q - the plaintiffs?
2 3 4 5	MR. WILCOX: Objection. THE WITNESS: As I've been saying well BY MR. THOMPSON: Q Go ahead and answer it unless your —	1 2 3	any other documents that were provided for you by Mr. Harvey or the law firm representing A Not that I recall Q - the plaintiffs? A Not that I recall at the moment.
2 3 4 5 6	MR. WILCOX: Objection. THE WITNESS: As I've been saying well BY MR. THOMPSON: Q Go ahead and answer it unless your A As I've been saying, it's an accurate but	1 2 3 4	any other documents that were provided for you by Mr. Harvey or the law firm representing A Not that I recall Q - the plaintiffs? A Not that I recall at the moment. Q Okay. Did you look at the complaint that
2 3 4 5 6 7	MR. WILCOX: Objection. THE WITNESS: As I've been saying well BY MR. THOMPSON: Q Go ahead and answer it unless your A As I've been saying, it's an accurate but not an adequate representation of the full view of the	1 2 3 4 5 6 7	any other documents that were provided for you by Mr. Harvey or the law firm representing A Not that I recall Q - the plaintiffs? A Not that I recall at the moment. Q Okay. Did you look at the complaint that was filed in the lawsuit?
2 3 4 5 6 7 8	MR. WILCOX: Objection. THE WITNESS: As I've been saying well BY MR. THOMPSON: Q Go ahead and answer it unless your A As I've been saying, it's an accurate but not an adequate representation of the full view of the opinions that I have about the topic.	1 2 3 4 5 6 7 8	any other documents that were provided for you by Mr. Harvey or the law firm representing A Not that I recall Q - the plaintiffs? A Not that I recall at the moment. Q Okay. Did you look at the complaint that was filed in the lawsuit? A I did read the complaint.
2 3 4 5 6 7 8 9	MR. WILCOX: Objection. THE WITNESS: As I've been saying well BY MR. THOMPSON: Q Go ahead and answer it unless your A As I've been saying, it's an accurate but not an adequate representation of the full view of the opinions that I have about the topic. Q Okay. What about the bases; have you	1 2 3 4 5 6 7 8	any other documents that were provided for you by Mr. Harvey or the law firm representing A Not that I recall Q - the plaintiffs? A Not that I recall at the moment. Q Okay. Did you look at the complaint that was filed in the lawsuit? A I did read the complaint. Q Okay. Did you look at the answer?
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2 3 4 5 6 7 8 9 10 11	MR. WILCOX: Objection. THE WITNESS: As I've been saying well BY MR. THOMPSON: Q Go ahead and answer it unless your A As I've been saying, it's an accurate but not an adequate representation of the full view of the opinions that I have about the topic. Q Okay. What about the bases; have you provided all the bases that you have for your opinion that you've written in this expert report? A No, because I did it in such a way as to	1 2 3 4 5 6 7 8 9 10 11	any other documents that were provided for you by Mr. Harvey or the law firm representing A Not that I recall Q - the plaintiffs? A Not that I recall at the moment. Q Okay. Did you look at the complaint that was filed in the lawsuit? A I did read the complaint. Q Okay. Did you look at the answer? A And the answer as welt. Q Did you look at the policy itself? A Was that if that was included in the
2 3 4 5 6 7 8 9 10 11 12 13	MR. WILCOX: Objection. THE WITNESS: As I've been saying well BY MR. THOMPSON: Q Go ahead and answer it unless your A As I've been saying, it's an accurate but not an adequate representation of the full view of the opinions that I have about the topic. Q Okay. What about the bases; have you provided all the bases that you have for your opinion that you've written in this expert report? A No, because I did it in such a way as to make it readable and presentable to people who are not	1 2 3 4 5 6 7 8 9 10 11 12 13	any other documents that were provided for you by Mr. Harvey or the law firm representing A Not that I recall Q - the plaintiffs? A Not that I recall at the moment. Q Okay. Did you look at the complaint that was filed in the lawsuit? A I did read the complaint. Q Okay. Did you look at the answer? A And the answer as well. Q Did you look at the policy itself? A Was that if that was included in the document that I was given, I I'm assuming that I
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2 3 4 5 6 7 8 9 10 11 12 13 14 15	MR. WILCOX: Objection. THE WITNESS: As I've been saying well BY MR. THOMPSON: Q Go ahead and answer it unless your A As I've been saying, it's an accurate but not an adequate representation of the full view of the opinions that I have about the topic. Q Okay. What about the bases; have you provided all the bases that you have for your opinion that you've written in this expert report? A No, because I did it in such a way as to make it readable and presentable to people who are not experts in theology, so I've left out a considerable amount of theological background out of which I am	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15	any other documents that were provided for you by Mr. Harvey or the law firm representing A Not that I recall Q - the plaintiffs? A Not that I recall at the moment. Q Okay. Did you look at the complaint that was filed in the lawsuit? A I did read the complaint. Q Okay. Did you look at the answer? A And the answer as welt. Q Did you look at the policy itself? A Was that if that was included in the document that I was given, I I'm assuming that I did. I read the whole document that that was I don't know whether the policy whether
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR. WILCOX: Objection. THE WITNESS: As I've been saying well BY MR. THOMPSON: Q Go ahead and answer it unless your A As I've been saying, it's an accurate but not an adequate representation of the full view of the opinions that I have about the topic. Q Okay. What about the bases; have you provided all the bases that you have for your opinion that you've written in this expert report? A No, because I did it in such a way as to make it readable and presentable to people who are not experts in theology, so I've left out a considerable amount of theological background out of which I am issuing this report. Q And you say you left out a considerable amount?	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	any other documents that were provided for you by Mr. Harvey or the law firm representing A Not that I recall Q - the plaintiffs? A Not that I recall at the moment. Q Okay. Did you look at the complaint that was filed in the lawsuit? A I did read the complaint. Q Okay. Did you look at the answer? A And the answer as welt. Q Did you look at the policy itself? A Was that if that was included in the document that I was given, I I'm assuming that I did. I read the whole document that that was I don't know whether the policy whether Q Did you look at a particular document that was that was a two-paged document that was entitled in fact, let's just mark it.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR. WILCOX: Objection. THE WITNESS: As I've been saying well BY MR. THOMPSON: Q Go ahead and answer it unless your A As I've been saying, it's an accurate but not an adequate representation of the full view of the opinions that I have about the topic. Q Okay. What about the bases; have you provided all the bases that you have for your opinion that you've written in this expert report? A No, because I did it in such a way as to make it readable and presentable to people who are not experts in theology, so I've left out a considerable amount of theological background out of which I am issuing this report. Q And you say you left out a considerable amount? A I left out most of my theology of evolution	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	any other documents that were provided for you by Mr. Harvey or the law firm representing A Not that I recall Q - the plaintiffs? A Not that I recall at the moment. Q Okay. Did you look at the complaint that was filed in the lawsuit? A I did read the complaint. Q Okay. Did you look at the answer? A And the answer as well. Q Did you look at the policy itself? A Was that if that was included in the document that I was given, I I'm assuming that I did. I read the whole document that that was I don't know whether the policy whether Q Did you look at a particular document that was that was a two-paged document that was entitled in fact, let's just mark it. MR. THOMPSON: Would you mark this?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	MR. WILCOX: Objection. THE WITNESS: As I've been saying well BY MR. THOMPSON: Q Go ahead and answer it unless your A As I've been saying, it's an accurate but not an adequate representation of the full view of the opinions that I have about the topic. Q Okay. What about the bases; have you provided all the bases that you have for your opinion that you've written in this expert report? A No, because I did it in such a way as to make it readable and presentable to people who are not experts in theology, so I've left out a considerable amount of theological background out of which I am issuing this report. Q And you say you left out a considerable amount? A I left out most of my theology of evolution in this report.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	any other documents that were provided for you by Mr. Harvey or the law firm representing A Not that I recall Q - the plaintiffs? A Not that I recall at the moment. Q Okay. Did you look at the complaint that was filed in the lawsuit? A I did read the complaint. Q Okay. Did you look at the answer? A And the answer as well. Q Did you look at the policy itself? A Was that if that was included in the document that I was given, I I'm assuming that I did. I read the whole document that that was I don't know whether the policy whether Q Did you look at a particular document that was that was a two-paged document that was entitled in fact, let's just mark it. MR. THOMPSON: Would you mark this? (Defendants Deposition Exhibit Number 3 was
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	MR. WILCOX: Objection. THE WITNESS: As I've been saying well BY MR. THOMPSON: Q Go ahead and answer it unless your A As I've been saying, it's an accurate but not an adequate representation of the full view of the opinions that I have about the topic. Q Okay. What about the bases; have you provided all the bases that you have for your opinion that you've written in this expert report? A No, because I did it in such a way as to make it readable and presentable to people who are not experts in theology, so I've left out a considerable amount of theological background out of which I am issuing this report. Q And you say you left out a considerable amount? A I left out most of my theology of evolution	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	any other documents that were provided for you by Mr. Harvey or the law firm representing A Not that I recall Q - the plaintiffs? A Not that I recall at the moment. Q Okay. Did you look at the complaint that was filed in the lawsuit? A I did read the complaint. Q Okay. Did you look at the answer? A And the answer as well. Q Did you look at the policy itself? A Was that if that was included in the document that I was given, I I'm assuming that I did. I read the whole document that that was I don't know whether the policy whether Q Did you look at a particular document that was that was a two-paged document that was entitled in fact, let's just mark it. MR. THOMPSON: Would you mark this?

9 (Pages 33 to 36)

		Ţ	·
١.	THE WITNESS: 1 read everything that	1	O In preparation for your report, did you
1 2		2	speak to any school board members of the Dover Area
2	Steve gave me. BY MR, THOMPSON:	3	School District?
4	Q Okzy. I wani you to look at that. It's	4	A I did not.
i i	Defendants Exhibit 3. It's entitled Board Press	5	Q Did you speak to any of the parents
5	Release for Biology Curriculum, 11-19-04, Re-posted	6	A I did not.
6	12-14-04.	7	O — who are the plaintiffs in the case?
7	A (Witness reviews document.) I can't recall	8	A I did not.
8	right now whether I actually read this or not.	9	Q Did you speak to any of the teachers?
9.	•	10	A I did not.
10	Q Okay.	11	Q Did you talk to any of the students?
111	A But if it was included in the packet of material that Steve Harvey made available to me, then	12	A 1 did not.
12		13	Q Did you read the biology textbook that was
13	I did read it because I read everything in that	14	being used by the minth grade biology course?
14	packet.	15	A I did not.
15	Q When were you given that packet?	16	Did you read any court opinions dealing with
16	A I think it was in February, some time in February or — yes, February or March. I can't	17	the teaching of evolution or intelligent design?
17	•	18	A 1 did not read them in preparation for this
18	remember exactly. O Can you describe the packet in any greater	19	particular statement, but I had read over court
19 20	detail?	20	statements that had been made in the past, in the
21		21	Arkansas creation trial, for example, and I'm familiar
22	A I just read the — what I recall in the packet was the complaint and the — the answer.	22	with the ideas of Michael Ruse and Langdon Gilkey, a
'	parker was the companie and the - the answer.	-~	,,,,,,,,,, -
		_	
		l	36
1	O Okay. You don't recall this Defendants	I	36 theologian who was involved in the case, in the
1 2	Q Okay. You don't recall this Defendants Exhibit Number 3?	I 2	36 theologian who was involved in the case, in the Arkansas case, and who was at that time a professor of
1 2 3	Q Okay, You don't recall this Defendants	I -	theologian who was involved in the case, in the
2	Q Okay. You don't recall this Defendants Exhibit Number 3? A No.	2	theologian who was involved in the case, in the Arkansas case, and who was at that time a professor of
2 3	Q Okay. You don't recall this Defendants Exhibit Number 3?	3	theologian who was involved in the case, in the Arkansas case, and who was at that time a professor of theology at the University of Chicago but who later
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Pokay. You don't recall this Defendants Exhibit Number 3? A No. Q Okay. You indicated it took you about a week to write the report but not every hour of the week. How many hours would you say you spent on it? A Maybe 15. Q Okay. Did you receive any compensation for your expert opinion? A No compensation. Q Did you ask for any? A I did not ask for any. Q Why not? A I didn't ask for it because I felt that it was my duty as someone who is a — considered to be an expert in this area to educate the parties involved as well as — as well as the public who will read about this case in what I consider to be important distinctions in the field of science and religion, evolution and theology, that are being left out, that	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	theologian who was involved in the case, in the Arkansas case, and who was at that time a professor of theology at the University of Chicago but who later came to Georgetown University at my Invitation when I was chair of the department. Q Did you read the case of Aguillard versus MR WILCOX: Edwards v. Aguillard. BY MR THOMPSON: Q Edwards versus Aguillard? A I did not read I don't recall whether I read it or not. Q That's a United States Supreme Court case that was decided in 1987; do you remember reading that at all? A Not with reference to this case. I probably read it in the past because I've been interested in the issue. Q Okay. But you would not consider yourself a constitutional law expert, would you? A No.

10 (Pages 37 to 40)

			10 (Pages 37 to 40)
	37		
l	A No one - no, no one.	1	resume.
2	Q Okay. In preparation for your expert	2	Q Okay
3	opinion did you read any of the Pennsylvania Academic	3	A But my main focus throughout my career at
4	Science Standards?	4	Georgetown, and increasingly so as my career went
5	A No.	5	along, was to deal with issues in science and
6	Q Since this report has been written you	6	religion.
7	indicated you read some of the other expert opinion	7	Q Well, do you consider yourself an expert in
8	reports from your side.	8	the field of biology?
9	A Yes, I read them very quickly.	9	A No, I'm not an expert in any particular
10	Q Okay. Do you recall if you disagreed with	10	science. I'm not a scientist. I'm a theologian.
11	any of the conclusions?	11	Q Okay. So I want to go down a list so I make
12	A I did not disagree substautively with any of	12	sure. You don't consider yourself an expert in
13	them. I do have some differences in terms of	13	microbiology?
14	vocabulary, for example. I do not refer to	14	A No.
15	intelligent design as creationism whereas others do,	15	Q Chemistry?
16	and I would have emphasized perhaps more clearly than	16	A No, not - by "expert" could you clarify
17	Pennock and Forrest the distinctions between	17	what you mean?
18	intelligent design and creationism.	18	Q An expert that can that either deals with
19	Q Were there any other disagreements that you	19	it as a subject matter they teach; that is someone
20	could remember?	20	that is involved in the actual field, such as
21	A No.	21	chemistry labs; a man like Behe being involved with
22	Q Now, do you know any of these people	22	studying under a microscope.
\perp		⊨	
	38		40
1	personally, Pennock or Forrest?	1	A I have no formal postgraduate training in
2	A I've never met Pennock. I did meet Barbara	2	any of the natural sciences. My knowledge of these
3	Forrest when I made a speaking trip to Louisiana just	3	comes from my own reading of presentations by
4	this past month of Aprit after both of us had	4	scientists of their field.
5	submitted our reports.	5	Q Okay. Would you consider yourself an expert
6	Q Where was that? Where did you have that	6	in mathematics?
7	speech?	7	A No.
8	A I gave a talk at Southeastern Louisiana	† °	Q Probabilities?
9	University where she's a professor.	9	A No. O Would you consider yourself an expert in the
10	Q And what was the title of your speech?	10	Q Would you consider yourself an expert in the philosophy of science?
11	A God After Darwin.	11	A I'm more familiar with that and more expert
12	Q Okay. Now, in your classes at Georgetown,	•	in that than I am with science.
13	what year students did you have?	13	Q Are you a member of any organizations of
14	A All four years.	1	scholars who are philosophers of science?
15	Q Okay, And did you teach more than one	15	A I'm a member of the International Society
16	class one subject matter in those courses? I'm not	16	for Science and Religion, which includes some of our
17	sure I'm asking that question correctly. Was there	17	best philosophers of science.
18	more than one course you taught?	19	Q But that's not necessarily
19	A Each semester during most of my career at	20	A I'm a member
20	Georgetown we were required to teach three courses, so	21	Okay. Excuse me.
21	I taught a course called 'The Problem of God. I taught	22	A - the American Academy of Religion, of the
22	a number of other courses which are listed in my	**	Tr -> Die Unitellenn Gendelink of stendingen au ner

11 (Pages 41 to 44)

			11 (Pages 4) to 44)
[.	. 41		43
1	Catholic Theological Society of America. I'm a member	1	with Bill Dembski.
2	of The Center for Process Studies, which includes a	2	Q You've been jointly interviewed, as I
3	lot of philosophies of science.	3	recall?
4	Q Those are organizations that philosophers of	4	A Yes. We were together at Oxford University
5	science may belong to but those are not organizations	5	several summers ago, and we had a joint presentation
6	primarily for philosophers of science; is that	6	in which we presented our own positions and then
7	correct?	7	afterwards we conducted an interview for theology and
8	MR. WILCOX: Objection.	8	science.
9	THE WITNESS: That's correct.	9	Q Based upon your contacts with Mr. Dembski,
10	BY MR. THOMPSON:	10	do you consider him a credible mathematician?
111	Q Okay. What about philosophy of education;	11	A Yes.
12	do you consider yourself an expert in the philosophy	12	Q Based on your contacts with Michael Behe, do
13	of education?	13	you consider him a credible biologist?
14	A I'm not an expert, but because of my reading	14	A When he's doing his biology, I consider him
15	of Alfred North Whitehead, I have definite opinions on	15	credible. When he's doing philosophy of science, I do
16	what would constitute good education.	16	not.
17	Q And those opinions are primarily based on	17	Q Okay. He has written a book review on one
18	your reading of that one book?	18	of your books. I'm not sure which one it was now.
19	A The one book of Whitehead's? No, I've read	19	A It was God After Darwin.
20	many books of Whitehead.	20	Q God After Darwin. And as I recall, he
21	O Okay. But those - the books of	21	basically - one of the conclusions he had was that
22	Whitehead	22	you're a - you're an intelligent design theorist.
\vdash		 	44
Ι,	42 A Yes.	1	A Well, as I said earlier, he focused in on
1 2	Q = are the basis for your expertise in	l 2	that chapter which I would - if I had a chance to do
I -	education?	3	it over, I would probably change some of the worthing
3	A I didn't use the term expertise. I said my	4	so that he would not see myself as an advocate of
1 4	A THRILL tope the term expertant frameway	1 .	intelligent degitor

knowledge, my understanding of what would constitute good education.

Q Okay. Do you consider yourself an expert on 7 8 genetics?

9 A No.

Q Okay. Would you consider Michael Behe a 10

scientist? 11

14

22

12 A Yes, I do.

Q Would you consider Bill Dembski a scientist? 13

A I think he would be a mathematician more

15 than a scientist.

Q What is your definition of a scientist, I 16

guess I should ask? 17

A A scientist is someone who is trained in 18

scientific method and who applies it in teaching, 19

writing and experimentation.

Q Do you know Bill Dembski? 21

A I have met him and had amiable conversations

intelligent design.

Q What was the basis for his opinion?

A The hasis for his opinion was that I had

presented the informational aspect of nature as

distinct from the material and energetic components of

nature, and since "information" is a term that can

easily be conflated, I think quite wrongly, with what

intelligent design means by design, he considered my

approach to be not far from his camp. And I did

respond to that article, that review that he wrote,

and in my response I referred to my Whiteheadian

approach as one that would introduce the notion of

novelty along with the notion of order as

indispensable to understanding the natural world. 18

Q That was back in 1999 as I recall; is that 19

20 correct?

A 1999 or 2000. I can't remember exactly the 2I

22 date.

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12 (Pages 45 to 48)

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	. 45		47
i	Q In fact, that exchange between you and Behe	1	Q And he talks about the bacterial flagelium
2	was quite civil as I recall reading?	2	as a biologist; is that correct?
3	A I try to be civil in all my exchanges.	3	A As a biochemist.
4	(Recess - 9:54 a.m.)	4	Q Biochemist, right. And do you recall what
5	(After recess 9:58 a.m.)	5	he says about that?
6	BY MR. THOMPSON:	6	A Well, he sees it as analogous to an outboard
7	Q Are you familiar with the book written by	7	motor; that the parts are coordinated in such a way
8	Michael Behe entitled Darwin's Black Box?	8	that the only conclusion he can draw as far as
9	A Yes, I've read that book.	9	explaining it is that some form of what he calls
10	Q And, in fact, isn't that a book that you	10	intelligent design was operative in its manufacture.
11	recommend to your students?	11	Q And he also discusses other biological —
12	A I don't have them read the book, but I have	12	A. Phenomena.
13	them read essays that reflect the content of that	13	Q – phenomena; is that correct?
14	book.	14	A Yes.
15	Q Okay. Could you describe what the book	15	Q In this book, in this book.
16	really is about?	16	A Yes.
17	A Very briefly it's an attempt to show the	17	Q Do you remember the others?
18	Darwinian theory is incapable of adequately explaining	18	A The eye blood-clotting mechanism in
19	certain biochemical phenomena, subcellular phenomena	19	particular.
20	that possess what Behe refers to as irreducible	20	 Q And he discusses those in scientific terms;
21	complexity.	21	is that correct?
22	Q And you are familiar with that phrase	22	A He does discuss them in scientific terms up
<u> </u>			
Ι,	46	١.	48
l	irreducible complexity? A Yes.]	to a point, but he explains them in nonscientific
2		2	
13		١,	terms ultimately.
l -	Q And what does it mean to you?	3	Q And the explanation in nonscientific terms
4	A Irreducible complexity is the characteristic	4	Q And the explanation in nonscientific terms is what?
4 5	A Irreducible complexity is the characteristic of any system made up of multiple components in which	4 5	Q And the explanation in conscientific terms is what? A is the use of the word intelligence in
4 5 6	A Irreducible complexity is the characteristic of any system made up of multiple components in which if any particular component were absent the particular	4 5 6	Q And the explanation in conscientific terms is what? A is the use of the word intelligence in intelligent design, which is not considered to be by
4 5 6 7	A Irreducible complexity is the characteristic of any system made up of multiple components in which if any particular component were absent the particular system could not function in such a way as to be able	4 5 6 7	Q And the explanation in conscientific terms is what? A is the use of the word intelligence in intelligent design, which is not considered to be by conventional science an explanatory category at least
4 5 6 7 8	A Irreducible complexity is the characteristic of any system made up of multiple components in which if any particular component were absent the particular system could not function in such a way as to be able to be selected by natural selection. The idea of the	4 5 6 7 8	Q And the explanation in conscientific terms is what? A is the use of the word intelligence in intelligent design, which is not considered to be by conventional science an explanatory category at least as far as the self-limiting discipline of natural
4 5 6 7 8 9	A Irreducible complexity is the characteristic of any system made up of multiple components in which if any particular component were absent the particular system could not function in such a way as to be able to be selected by natural selection. The idea of the book — the argument of the book is one that appeals	4 5 6 7 8 9	Q And the explanation in conscientific terms is what? A Is the use of the word intelligence in intelligent design, which is not considered to be by conventional science an explanatory category at least as far as the self-limiting discipline of natural science is concerned.
4 5 6 7 8 9	A Irreducible complexity is the characteristic of any system made up of multiple components in which if any particular component were absent the particular system could not function in such a way as to be able to be selected by natural selection. The idea of the book — the argument of the book is one that appeals to a statement by Charles Darwin himself; that if it	4 5 6 7 8 9	Q And the explanation in conscientific terms is what? A Is the use of the word intelligence in intelligent design, which is not considered to be by conventional science an explanatory category at least as far as the self-limiting discipline of natural science is concerned. Q Now, as I recall, in response to his review
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13 (Pages 49 to 52)

			15 (rages 49 to 52)
	- 49		5)
l I	A Yes.	1	intelligent design with his own theory of evolution,
2	Q Is that a statement that you made?	2	was he not?
3	A Yes, Can I explain that statement?	3	A He considered the biological record to be
4	Q Yes, please do.	4	one that placed in question a certain type of natural
5	A In the same sease — enriched in the same	5	theology represented by William Paley and earlier by
6	sense as my students in The Problem of God course are	6	other philosophers and theologians. He did not deny
7	enriched by reading the writings of atheists like	7	the existence of design; adaptive design was something
8	Sigmund Frend, Albert Camus and Jean-Paul Sartre,	8	that he was able to detect as a science scientist.
9	because it invokes a critical sense in the students	9	But in explaining adaptive design, he no longer
10	that enriches their lives. So the enrichment refers	10	considered it essential to refer to directly
111	not to the possibility that they're enriched by the	11	theological divine intervention as its immediate
12	specific content, that they appropriate that content	12	explanation.
13	as their own thinking, but that it places them in	13	Q Well, Paley talked about the blind talked
14	conversation with other positions that allows them to	14	about the watchmaker; is that correct?
15	develop a critical sense and develop their own	15	A Yes.
16	positions.	16	Q Okay. And on the basis of the watchmaker
17	Q That's the purpose of education, is it not?	17	analogy, he came to the conclusion there was a design.
18	A That's one of the purposes of education.	18	On the other hand, Darwin looked at that and said, it
19	Q Yes. It encourages critical thinking?	19	is not design; it's natural selection; correct?
20		20	A What Darwin was able to discover was that
21	in a theology class and not a science class. In	21	the immediate proximate explanations of the adaptive
22		22	design included many, many years, first of all, deep
<u> </u>		L	
	50		52
1	bring in intelligent design as an alternative as a	1	time - lots of time had to be involved. There had to
2	scientific alternative or allegedly scientific	2	be persistent law, which he referred to as natural
3		3	selection, and there had to be variations which
4	•	4	provided the raw material for natural selection, and
5		5	these variations as far as he could tell are random in
6		6	the sense that they are not directed by any
7	417	7	intelligent design.
8	students if it were presented as an alternative to	8	Q And, again, going back to the question that
9		9	started all of this, is Darwin actually in his book to
10		10	prove natural selection many times made reference to
11	concern for educators in courses on critical thinking?	11	design?
12	A No, but there are different kinds of	12	A Uh-huh. Yes.
13		13	Q Okay. And you see something wrong with that
14		14	in classes today
15	distinguish between scientific method and	15	MR, WILCOX: Objection.
16	philosophical and ideological and theological	16	BY MR, THOMPSON:
17	assumptions of beliefs.	17	 Q — this analytical thinking that would go
18		18	on?
19	didn't Darwin himself in The Origin of Species discuss	19	MR. WILCOX: Objection. You should
20	intelligent design?	20	answer.
21	A Implicitly, yes.	21	THE WITNESS: Okay. The Origin of

22 Species, like many discursive scientific texts, often

And he was comparing and contrasting

14 (Pages 53 to 56)

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53 includes philosophical asides which are not strictly part of scientific experimentation but which are interpretations, and I have no doubt that what -3 Darwin himself, because he was - his - he cut his theological teeth on William Paley and natural theology, was mixing in philosophical and sometimes 6 theological statements with the empirical information 7 that had led him to his evolutionary theory. And at 8 9 times he is stepping out of his shoes as a strict 10 scientist and he is presenting his ideas in the context - in a larger intellectual context, that of 11 the discussion that was going on at the time between 12 advocates of William Paley on the one hand and 13 advocates of a more - more or less agnostic or 14 naturalistic understanding of evolution on the other. 15 16 BY MR. THOMPSON: Q Assuming that that's what he was doing, did 17 that in any way affect the validity of his theory? 18 19 A You can distinguish - if you can read the book carefully, you can distinguish the scientific 20 21 aspects from the philosophical interpretations that sometimes he gets in -- philosophical discussions that 22

of science is. What is it? 1 2 A Science is a self-limiting method which seeks to understand natural phenomena at a certain. level of observation and understanding, and it's a method which self-consciously leaves out any -- any invoking of notions of value, meaning, purpose, God or intelligence and attempts to understand events in terms of their efficient and material causes resorting to hypotheses and theories to make sense of the data 10 that is experienced in any particular field, subjecting these hypotheses and theories to ongoing inquiry and criticism as new data come in from those 13 who are working in the field. 14 O That has not always been the definition of 15 science, has it? A People are free to define terms the way they 16 17 want to. There are people who talk about, for example, a sacred science. Theology was sometimes referred to as a science from the Latin word scientia, 20 which means knowledge, but increasingly in modern 21 times, since the 17th century, what we refer to as natural science, I think, is pretty close to the

2 Q He, in fact, mentioned the creator, did he 3 not, in his last paragraph of the book? 4 A Yes, he did, and that's a good example of 5 what I mean of his stepping out of the shoes of a strict scientist in making such a statement. That is 6 7 not a scientific statement. That's a reflection by a 8 deep and sensitive man on the implications, the wider 9 implications of what he had discovered. 10 Well, because he makes that one statement at 11 the end of the book, would you then indicate that that 12 book does not belong in a science class? A Darwin bimself regretted making that 13 14 statement later on. Q Okay. But I am asking you the question. 15 16 A Yes. I do not think that a science class or 17 scientific method should ever bring in the notion of 18 God. That's not to say that a wider education 19 shouldn't bring it in, but science and science classes

themselves should not bring in theological ideas

Q Well, that gets me to what your definition.

including intelligent design.

he sometimes becomes involved in.

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definition that I just gave. Q Some philosophers of science say that those kinds of definitions are arbitrary demarcations. Do you know of any of those philosophers of science? A There are some philosophers of science who are experts in what they call the field of sociology of knowledge which emphasize the historical and cultural and specifically conditioned - culturally conditioned, historically conditioned character of all human knowledge. What these philosophers are saying applies not to science but to any kind of knowledge; that we want to understand the knowing process today, we have to take into account the historical, social, cultural context of knowledge, and that includes the natural sciences. Q So the way you would distinguish science. from not science is the methodological activities? MR. WILCOX: May I have it understood that when you are now using the word science you're referring to natural science; you're not referring to social science, economic science?

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15 (Pages 57 to 60)

57 BY MR. THOMPSON: divine wisdom in making the universe the kind of · Q I'm not sure. I guess that's a part of the universe that it is, but it is definitely not the 2 3 point of what is science. business of science itself -- natural science itself A I'm referring to the natural sciences to enter into that discussion. 5 5 Q But there's some people, let's say, as Bill because that's the issue involved in this particular Dembski and Michael Behe who disagree with that 6 case. I'm not talking about social sciences. Q Well, let's go -- let's talk about natural definition of science; is that true? 8 8 science. What about Larry Laudan; are you familiar A Yes, that's because they are seeking to 9 with him? redefine science in what I consider to be a 10 A No. prescientific way. They're conflating science with 11 Q Okay. Science is a search for truth; is п simple search for truth, and while science is one way 12 that too general? 12 of searching for truth, it's not the only way. They 13 13 are ending up conflating -- by that by which I mean A That's entirely too general. So is theology 14 a search for truth, so is philosophy a search for confusing - a broader quest for truth, which is 15 truth, so is poetry. legitimate, which is something I myself am involved Q Do you agree or disagree with the statement 16 in, with the kind of self-limiting search for truth 17 that science is argumentation? 17 that's characteristic of scientific method. A All of our disciplines flow from what I 18 Q Can you use a scientific method to prove a 18 19 19 scientific method? would call the desire to know, but after we have said 20 20 that, we have to recognize that the desire to know A Certainly not. Scientism, which is the 21 21 reality flows down different channels, and one method belief that science is the only road to truth, is an will leave out things that others bring in. ideology. It's a belief. It's a belief, moreover, 58 60 1 One of the characteristics of natural which often leads to materialism, which is also a belief, a belief that matter is all there is. Those 2 scientific method is that it self-consciously leaves 3 out certain kinds of questions that people ask, such are ideologies which are not part of science which 4 as what is the meaning of my life; why is there should not be part of a scientific classroom either. 5 Q Would it be a fair statement to say, then, anything at all rather than nothing; is there purpose 6 the scientific method that you have proposed is also a 6 In the universe? 7 7 hypothesis? Science - natural science - and by 8 8 MR. WILCOX: Objection. That's so "science," I mean natural science -- science 9 vague. When you say the scientific method that he has deliberately and self-conscionsly, since the 17th 10 century in the case of a vast majority of people who proposed. I have no idea what you're -Н call themselves scientists, has deliberately and 11 THE WITNESS: Scientific - yeah, 12 that's a confusing way to put it. 12. .. self-consciously and methodologically left out certain BY MR. THOMPSON: 13 types of questions which would confuse and interfere 13 14 with what is specifically scientific method. And one 14 Q Well, you defined science in a couple of 15 15 long paragraphs.

types of questions which would confuse and interfere with what is specifically scientific method. And one of the things that they leave out is the notion of intelligence as an explanatory category.

This is not to deny that intelligence at some level could be brought in in a different kind of search for understanding; for example, I, myself, believe that at a certain level of understanding and inquiry we can and I believe we should appeal to some notion of diving intelligence — I would prefer to say

18 hypothesis.
19 Q Well, again, because there is no scientific
20 way to prove what science is – what natural science
21 is; is that correct?
22 MR. WILCOX: Objection.

A Science is a method which resorts to

hypotheses, but you don't identify the method with the

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16 (Pages 61 to 64)

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61 theory that will explain some of the complexities of BY MR. THOMPSON: 1 the cellular structure that he examines; doesn't he 2 Q It's a self-limiting — it's what scientists have a right to do that? 3 themselves have decided to limit their inquiry in? MR. WILCOX: Objection. 4 A The method - the establishment about the 4 THE WITNESS: He has the right as a 5 rules for science is not itself the product of person to widen the field of searching for the 6 science, but it's the foundation of science. intelligibility of the world that he lives in. He 7 O Who devised this rule in the first place? does not have the endorsement of scientific - the 8 A The - the rules themselves came from the 9 scientific community to bring in what most scientists 9 fruitfulness that resulted from the application of consider to be a theological explanation to questions 10 this method starting with people like Galileo who that still can be addressed and still have a whole H 11 said, let's not use scripture; let's not resort to 12 future ahead of them in terms of further scientific 12 church authority; let's not resort to aristotelian specification. To do that as a scientist is 13 ideas; let's resort to experiment and see what we can 13 14 objectionable. To do that as a person I do not 14 find out about the natural world. consider that objectionable at all. In fact, I do 15 15 He found out lots of things about the natural world which philosophical, theological and that myself. 16 16 other kinds of religious assumptions had not allowed BY MR. THOMPSON: 17 17 Q Well, my question was what he was doing as a 18 us to see as clearly, and he set science, therefore, methodologically on a different sort of cognitional 19 scientist. And I'm saying that he, as a scientist, 19 20 decided that the theories that science uses, the 20 foundation from religions and philosophies. 21 21 materialism – natural materialism cannot fully And what we're trying to do and what natural explain the things that he is seeing under the scientists are trying to do to this day is to preserve 64 62 microscope, so he is developing a new definition of 1 the purity of that empirical, experiential mode of inquiry that began with Galileo, especially, and science. As a scientist can be not challenge the 2 hypotheses that the science community has propounded 3 earlier on Francis Bacon and others. since the 17th century? 4 Q Is this the same as methodological 5 A Everyone is free to define science the way 5 materialism? they want to, but the way in which 99 percent, I would A You could say, I think, without objection 6 say, of the scientific community understands science 7 that science is not only methodologically -- I would is violated by his proposal that science itself can say physicalist, not materialist, because materialism resort to the hypothesis of intelligent design. is a term that is too crude to represent what 10 That's not the business of science itself to do that. 10 scientists themselves are finding about the natural As a person, as someone interested in truth, 11 11 world. You could say it's methodologically reductive. as someone interested in wider explanation, I 12 You could say it's methodologically, even, atheistic personally believe that he's certainly justified in in the sense that it does not allow for the 13 13 doing that, but he's not -- he should not present this introduction of theological terms, theological 15 as scientific inquiry but as a philosophical and 15 explanations in the self-limiting process of looking 16 theological inquiry. at the natural world in the manner of scientific 16 17 What he is looking at, the bacterial method. 17 flagellum, the cilium and some other -- the eye and 18 Well, I guess the question, then, comes out, 18 saying that this is evidence of design, is he not? 19 19 if a scientists like Michael Behe finds that this

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A Yes.

Q And because it's evidence of design, there

22 had to be an intelligent designer. That's his theory.

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method cannot explain things like the bacterial

flagellum, doesn't he have the right to say, well, the

hypotheses now has to be something else and develop a

17 (Pages 65 to 68)

65 explanation, which is the appropriate thing to bring 1 A That's his theory. 1 2 out in scientific classrooms. 2 I'm not saying you agree with that. 3 Q Why don't you name some of the evolutionists. 3 It's not a scientific theory, but it's his Α or Darwinists who subscribe to the idea that natural 4 belief. 5 selection explains all? 5 Q Now, evolutionists on the other hand will A Yes, there are many, but the most - the 6 look at it and say, yes, it does have the appearance most well known is Richard Dawkins. He has quite a 7 of design, do they not? 8 few followers in the scientific community; E.O. A Evolutionists, many of them, at least, would Witson, Michael Ruse, Michael Rose. I think I would Ģ say that many of the phenomena in life give the 10 say probably, although I can't be sure of this because 10 appearance of design. Q But they will say that that design is not 11 I haven't read his books, that Nigel Franks might be 11 by - not caused by an intelligent designer, but inclined to that direction. But, again, I object just 12 caused by natural selection, will they not? as much to the absolutism and metaphysical assumptions of these people because they, too, are leaving science 14 A Let me make some distinctions here. 14 15 behind when they make these statements. They're 15 Q. Okay. A When they -- when they claim that 16 speaking as philosophers. 16 17 Whenever somebody says that science is the 17 intelligence or wisdom was not a factor at all, only road to truth, for example, that's a metaphysical 18 absolutely absent in the bringing about of natural 18 phenomena, that's a philosophical, a quasi-theological 19 statement or it's a belief, not something that's 19 20 scientifically provable. Whenever anybody says that statement. They, too, scientists themselves, in the 20 21 same way that intelligent design advocates, sometimes 21 Darwinian mechanisms are the sole, final and deepest ultimate explanation of living phenomena, that's not a slip into philosophical and metaphysical statements. 68 66 There is no basis in science itself for 1 scientific statement. That's a metaphysical, quasi-religious statement. That does not belong in either including or excluding the notion of intelligent design as the ultimate explanation of 3 the classroom either. phenomena. That's my own opinion. O If someone says -- or if a book, a biology But there are several prominent Darwinists textbook says that living things develop randomly and by chance, is that a metaphysical statement? who do say that the total explanation of this item A No. It could be. It could be either a 7 looking like design is natural selection? metaphysical statement or a scientific statement. 8 A In my book Deeper Than Darwin I take to task When they say this scientifically, what they mean is not only intelligent design advocates but many of the scientific community who themselves slip into such 10 that there's no observable direction or source of direction of certain phenomena that happen in nature. metaphysical and empirically unsupportable statements 11 11 12 They are stochastic - that's S-T-O-C-H-A-S-T-I-C as to say that Darwinian mechanisms alone are phenomena or phenomena that occur without any sufficient to explain totally and exhaustively natural 13 14 specifiable directionality, intelligent or otherwise. phenomena. When they say that, my emphasis is that is not a scientific statement but a philosophical or a 15 Q What about if they use the word undirected? 15 metaphysical assumption. 16 A Undirected is what they mean when they say 16 However, the answer for that is not to 17 random, especially in evolutionary theory. 17 18 Q Isn't that a statement that there is no God? 18 propose another ideology, which is what intelligent 19 A No, not necessarily at all. It's - in 19 design does. When intelligent design - people talk

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fact, in my own theology the whole idea of a loving God requires a universe in which accidents are

plentiful, and even St. Thomas Aquinas back in the

about balance treatment in the classroom. What

that evades the whole discussion of scientific

they're trying to balance is one ideology with another

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18 (Pages 69 to 72)

13th century said that from a theological point of well, God does control everything, and God's 2 view a world without accidents is inconceivable foreknowledge has predestined everything to be what it 3 3 because try to imagine a world without accidents. It ĭs. would be so frozen, so stiff, so deterministic In many ways the encounter with evolutionary 5 everything would have been settled from the very thought in the last century and a half has caused a 6 beginning. Such a universe would be a puppet in the kind of re-thinking on the part of many theologians of 7 hands of God rather than a universe distinct from God. what God is, and this is one of the things that I 8 So in many ways what we call accidents, develop in my book God After Darwin. 9 9 Q Could you describe the discipline of random events or philosophically contingent events, 10 10 these events are completely consistent with the notion theology? 11 11 of a God who wants the universe to develop into A Theology is systematic reflection usually 12 12 something that can dialogue with God rather than be employing philosophical conceptualities to articulate 13 simply a passive, putty in the hands of the creator. the meaning of religious faith. 14 14 Q So God would not know what is going to Q And when you say systematic theology, is: 15 happen? 15 that a subdiscipline in theology or is that just a 16 16 description in general of theology? A 1t's quite possible that the creator is 17 17 waiting to be surprised and takes delight in what A There is systematic theology. There's 18 happens in the universe. This is a theological practical theology or ethics, and there's historical 19 position that not everybody would accept, but it is theology, and there are subdisciplines in those as 20 20 one that has been accepted by a number of different well. But what ties them all together is they are 21 theologians. 21 attempts to understand religion and the object of 22 Q So God can be surprised? Is it - I mean, religious devotion, God, in a way that moves beyond 70 1 it's your theory or your opinion God can be surprised? spontaneous or what we call naive, symbolic or mythic

religious understanding. Q So the issues that get into God, touch upon. 4 God, then you would say would be the area that 5 theologians should discuss or should be involved with? 6 A Not – not necessarily just theologians. Everyone has the opportunity and the right to reflect on the meaning of the idea of God. Q I'm talking about the various academic 10 disciplines, though. It seems to me as you discuss 11 what science is and then you discuss what theology is

you're trying to make a demarcation -

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14 Q — that you move from science and you go up so far and then you have to now get into theology.

A One of the things that systematic theology does is lay out or -- good -- what I would consider to be good systematic theology lays out distinctly the way in which theology is different from, say, the natural sciences and philosophy. And the difference consists theologically of the fact that the systematic

21 thought that's involved here goes beyond what can be

2 A It's not just my opinion. It's a position 3 which has been developed by a number of contemporary theologiaus including some evangelicals.

5 Q So the concept or a characteristic of a God. 6 as all-knowing is not an adequate explanation, then?

A I haven't denied the existence of an all-knowing God. God knows whatever can be known.

But he doesn't know accidents?

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10 A I don't know how deeply you want me to get 11 into theology here, but since you asked me, a God who

12 knows everything, as the medieval theologisus would

13 say -- and there was a big discussion of this in the

14 Middle Ages which was never resolved between the

15 Banezians and the Molinists, and finally a pope

16 stepped in and said the Jesuits and Dominicans should 17 stop fighting about this issue.

18 But it was never resolved, and today the

19 discussion that's happening between those that think

God knows all, and, therefore, controls everything is

21 inconsistent with the God of love; there are those who

22 say this. And then there are others who say that,

19 (Pages 73 to 76)

1 known by science, and science methodologically people are doing. 2 2 speaking does not talk about God. Systematic theology Q So what is the big deal about what is 3 talks about God in a formal sense, and because of that science and what is not? If you're all seeking -distinction - it's because of that distinction that I A The big -5 O - the truth -5 am very sensitive to texts, books, articles by alleged 6 scientists who suddenly slip into a theological mode A - deal -7 7 Q If you're all seeking the truth, why do we of discourse that belongs to another discipline. 8 Q If we had a powerful enough microscope and have to say, well, this is science and this is we looked at the smallest infinitesimal matter and we theology, this is philosophy, this is chemistry? 10 saw "Made by God" on that matter --A The big deal is that science quite rightly 11 seeks to have a future, to have indefinite horizons of A Uh-huh. Yes. Q - would you say scientists have no right to 12 exploration ahead of it. This is what excites 13 look at that and make a conclusion that this was made 13 scientists. This is what gets them up in the morning, 14 by God? 14 To bring in an ultimate explanation, a 15 15 A Your assumption there is, I think, erroneous theological explanation here and now at this moment in 16 that by looking at the minute of nature that we the history of scientific inquiry is implicitly to 17 tell the scientists your work is done; we have finally sometimes get down to the fundamental levels; of 18 nature. Some scientists make that same - have that figured out what is the ultimate and final explanation 19 same assumption, which I think is an erroneous one. for your study of natural phenomena, 20 You're talking about a kind of physics which And what theology -- what good theology 20 21 isolates the most basic or the most minute aspects of 21 should do is open up and support the scientific search nature, but science is really -- that kind of approach for endless horizons of understanding; for example,

74 actually abstracts from, leaves out all the rest of reality. So it's not even conceivable that that kind of approach would ever find at that level that you're talking about anything that says, "Made by God."

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Now, it's possible that as you step out of the shoes of strict science as a human being interested in the deeper truths of reality that you will arrive at that conclusion, and I think quite legitimately, but you don't bring in "Made by God" while you're doing science.

Q Well, but that's the question i -- the 12 reason I asked that question is to see how far this demarcation would go, what is science and what is not. When you say it's not conceivable, we don't know what science is going to find out in the next ten years, do 16 we?

17 A We know this; that science is not wired, 18 let's put it that way, as a detection system. Science 19 is not wired to pick up any signals of transcendence

20 of God. Now, if you want to rewire science to pick 21 that up, what you have done is slipped into theology,

and this, I think, is what the intelligent design

simply to say that irreducible complexity is caused by an intelligent design has the effect of being what's called a science-stopper. It seems to make irrelevant any further scientific, physical understanding or evolutionary understanding of how these phenomena could have come about.

 Well, Michael Behe believes in intelligent design yet he continues to do his lab work; isn't that correct? Isn't that right?

10 A You see, I don't know whether he's doing 11 that or not. I have - I have the sense that what 12 Behe is doing is implicitly theological when he 13 resorts to the notion of intelligent design, and perhaps that belief, which I think is perhaps ultimately correct that somehow intelligence lies 16 behind the phenomenon, can have the effect of energizing science. So theology, a theological sense that there is some ultimate rationality that undergirds the whole of the natural world, can have,

20 and I think has had, the effect of, in a sense, 21 legitimating the whole scientific enterprise by

22 telling scientist, go for it, there's rationality out

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20 (Pages 77 to 80)

77 in that particular biological structure. 1 there. If a scientist said deep in his gut, there's 2 A Well, evolutionists themselves do reverse —. no rationality out there, then there would be no 3 MR WILCOX: Excuse mc. There was no incestive to seek further clarification of this 4 question. rationality. 5 5 My point is not that it's wrong to appeal to BY MR. THOMPSON: 6 Q Isn't that true? the notion of intelligent design or intelligence, rather. I would not say intelligent design. I don't 7 MR. THOMPSON: Thank you. 7 8 MR. WILCOX: Isn't which true? like the term design. It's not wrong, and it's even 9 THE WITNESS: Yes, it's true. They can energizing, I think, to the scientific enterprise to do reverse engineering, but so also do evolutionary 10 10 appeal to the notion of intelligence as the ultimate 11 biologists. That's not really controversial in 11 foundation of reality. Again, I would say wisdom rather than intelligence because that opens up the 12 itself. 12 13 What is controversial is they're taking 13 possibility - the prospect that we can keep on going an assumption which can be the intellectual and deeper and deeper into this intelligibility. 14 15 cultural context for scientific inquiry -- they're 15 The problem is that the intelligent design 16 taking their assumption that intelligence or people want to bring that intelligence into science 16 17 rationality underlies the totality of nature. They're ligelf rather than making that intelligence the 17 18 taking that assumption and they're making that part of 18 ultimate foundation of reality. science rather than foundational to the science. 19 19 O Well -20 A And that's -- that's why I think it's so 20 BY MR. THOMPSON: 21 As I recall in your book, I think Deeper 21 important to distinguish between scientific method and systematic theology or theology of any stripe. Than - Deeper Than - Deeper Than Darwin --80 78 1 A Ch-huh. Q Intelligent design theorists can conclude 1 2 Q – you discuss the analogy of reading a – 2 there is intelligent design without going into the reading Moby Dick? 3 characteristics of the designer; is that correct? 4 A Yes. MR. WILCOX: Other than that there's an 4 5 Okay. And you have a monkey try to do it 5 assumed intelligence? and you have a two-year-old child, a 14-year-old and a THE WITNESS: Yes. In fact, this is 6 mature adult. why I think their thought is so theological; they're 7 8 A Right. 8 appealing to something that they can't get their minds 9 Q Everyone is reading the same book ---9 around. That's why I call it religious. 10 I define religious in my report in 10 П Q. -- and they're getting different meanings three different ways, and the appeal to intelligence, 11 12 from it as your question suggested, is the appeal to something 12 that is indefinable; whereas what science itself tries 13 A Right. 13 14 to do is define causes as much as it possibly can. – correct? 14 15 They're reading at different methodological A 15 BY MR. THOMPSON: 16 levels. Well, if a scientist says something is 16 17 O At a different level? designed - intelligently designed and that scientist 17 18 Uh-huh. 18 then goes out and figures out what the design is, as And from that I got that, you know, the Bill Dembski says, then they can do some reverse 19 19 scientists read the book at a certain level --20 20 engineering; is that correct? 21 A The book of nature. 21 A Yes.

And then correct whatever flaw they perceive

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The book of nature at a certain level, and

21 (Pages 81 to 84)

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 1	then that's as far as they can go —	١,		3
2	A As scientists.	2	there are 40 different moving parts and this concept	
3	Q — as scientists, and then you go to the	3	of irreducible complexity could not have been achieved by natural selection. There would have been no	1
4	next level, which I assume is theology or	4	improvement in the bacterial flagellum and its purpose	
5	metaphysical metaphysical level?	5		
6		I -	until the whole thing came together at one time.	
! -	A Let me just explain that. In order to move	6	There was not an adaptive process that could have	
7	from one level of adequacy - one reading level to the	7	created this. Isn't that his theory?	
8	other, I believe as a theologian that you need to	8	A He is making an improper either/or. He's	
9	undergo a personal transformation and not just a	9	saying that this phenomenon, this irreducible	
10	sharpening of your wits in order to be sensitive to	10	complexity, came about by intelligent design rather	
111	the deepest levels what I consider to be the	11	than by natural processes.	
12	deepest levels of reality, including divine	12	Q But that's the point. He is that is his	
13	creativity. But that - that personal transformation	13	conclusion after looking at the empirical data. It is	
14	is something that moves you from one level to the	14	not looking at the Bible.	
15	other; it's not something that should be brought in as	15	A Right.	
16	a characterístic at a particular reading level like	16	Q It is not looking at the magisterium of the	
17	that of science.	17	church. It is looking at the beeterial flagellum	
18	Q And, as I understand, your criticism is that	18	under a powerful microscope. Isn't that true?	1
19	intelligent design theorists bring in the concept of	19	A He's starting —	١
20	intelligent design too early in the game?	20	MR. WILCOX: Objection. Isn't which	١
21	A Yes. And, in effect, they are saying to	21	true?	١
22	their fellow scientists, you should go through the	22	MR. THOMPSON: All of the above,	ļ
-	·	1		┪
Ţ	82 same kind of personal transformation that led me to	1	MR. WILCOX: Then I object as compound.	ᅵ
2	the idea, to the belief, that there is some ultimate	2	MR. THOMPSON: Okay.	١
3	rationality that underlies this process. That's not	3	BY MR. THOMPSON: Oxay.	1
4	fair to scientists. Science as science is not in the	4	Q Isn't it true that he comes to that	ı
5	business of religious conversion,	5	conclusion by looking at the bacterial flagellum under	ı
6	Q But Michael Behe is looking at the bacterial	6	the microscope?	ı
7	flagellum and coming to the conclusion that this is a	7	A Every good theologian, and I'm not saying	ļ
8	machine that has an intelligent design?	8		ĺ
9		9		ı
10	A Yes, he is doing that but	10	MR. THOMPSON: Objection.	ı
11	Q Okay. So it is not a	ĺ	THE WITNESS: Well, he's starting –	ı
	A But he's doing it — that is exactly what I	11	yes, he's starting out by observing, but so does	l
12	mean by a shift from one level of reading to another.	12	theology.	1
13	Whereas at the level of reading that's appropriate to	13	BY MR. THOMPSON:	Į
14	science, the level of reading of nature, making sense	14	Q Okay.	l
15	of nature, the kind of personal transformation as a	15	A Theology starts out by observing empirically	ł
16	Roman Catholic that allowed Michael Behe so easily to	16	certain phenomena, and then it reasons - in the terms	l
17	say, and perhaps quite rightly to say, that there's	17	of looking for an ultimate explanation of those	l
18	some ultimate rationality that underlies this process,	18	phenomena it ultimately concludes that there has to be	ļ
19	that statement, that process, is not part of science	19	something extranatural, supernatural, but deeper than	l
20	itself. That's something that's extrascientific.	20	nature, to give it full explanation, and that's what	١
21	Q But he is looking at the empirical data. He	21	Behe is doing. He's doing theology.	١
22	is looking at the bacterial flagellum saying that	22	Q He's looking at — theologians, I don't	
I				1

22 (Pages 85 to 88)

			22 (Pages 85 to 88
	85		87
1	think, look at the bacterial flagellum, do they?	1	exhausted every possible physical, historical, natural
[2	A Of course we do.	2	explanation of that phenomena for that phenomenon.
3	Q You do?	3	If they say that scientific method gets us
4	A Natural theology has always looked along	4	to the ultimate explanation of this phenomenon, then
5	with science. Science can be very helpful to theology	5	they are making a quasi-theological statement. They
6	in detailing and reading the natural world.	6	are jumping out of scientific method themselves, as
7	. Q So when you look at the bacterial	7	sometimes they do. That does not give the intelligent
8	flagellum —	8	design people an excuse to bring in a quasi-religious
9	A Uh-hub.	9	answer to the question of how to explain that
10	Q — you can come to the conclusion based on	10	particular phenomenon like the flagellum too soon. To
111	the empirical data that this machine could not have	11	do so is to cut off that process of indefinitely
12	been could not have been caused by natural	12	expanding our natural understanding of phenomena.
13	selection.	13	Q But the Darwinists say, we have a definition
14	MR. WILCOX: Objection. There's no	14	for it; it's natural selection.
15	question.	15	A Let me let me -
16	BY MR. THOMPSON:	16	Q Isn't that true? That's what they say; it's
17	Q Is that true?	17	caused
18	A Behe has drawn this conclusion. I would not	18	A Yes.
19	because I do not make the distinction - I do not see	19	Q — by natural selection?
20	theology as in competition with science, with natural	20	A Yes, and rightly so. Let me -
21	causes. In fact, 28 a theologian I want scientists to	21	Q Let me ask the question and you can answer
22	push natural explanations as far as they possibly can	22	the next question. But there's a disagreement between
-			88
$ \cdot $	because they don't compete with one another.	lι	Behe and the evolutionists; isn't that true?
1 2	Q On the other hand, there are other	2	A There's a difference between Behe and the
3	scientists, other people in the biology field that	3	evolutionists because Behe is not playing the game of
4	will say, no, you see this design in this bacterial	4	science. He's slipping into another game. Let me
5	flagellum, but it's not — it's merely clusory that	5	explain.
6	this was done by or caused by natural selection; isn't	6	Q Well, I want to I have a follow-up
17	that true?	7	question. So you think science is a game?
8	MR. THOMPSON: I'm sorry. Could you	8	A I'm using that as a metaphor. The game is
9	read that back? This may not be the question you	9	something that has certain rules that one has to
10	meant to ask.	10	follow.
11	(The Record was read as requested.)	11	Q Okay. Where were those rules developed?
12	MR. THOMPSON: Right.	12	A Those rules
13	THE WITNESS: That's a very confusing	13	MR. WILCOX: Objection.
14	way of putting the question, I think.	14	THE WITNESS: - were developed by a
15	BY MR. THOMPSON:	15	historical process of sifting and filtering out ways
16	Q Simplify it.	16	of learning and ways of discovery that are not
17	A Okay, As scientists following scientific	17	fruitful in terms of opening up the universe to deeper
18	method they are not permitted methodologically to	18	and deeper exploration.
	· -	ı	BY MR. THOMPSON:
	bring in the notion of divine intelligence or	19	DI MIC IIIOM DOI:
19	bring in the notion of divine intelligence or intelligent design as an explanation, as a		
19 20	intelligent design as an explanation, as a	20	Q But there are no there's not like the Ten
19			

23 (Pages 89 to 92)

			l	91
	j	there?	1	Q So your answer is, yes, there are gaps and
	2	A No, but there are occasionally philosophers	2	problems in Darwin's Theory of Evolution?
	3	of science who are skilled in science who discuss	3	A What do you mean by "gap"?
	4	these rules and who come to a certain sense of what	4	Q Things that he cannot explain.
ļ	5	constitutes good science.	5	A Such as?
[6	One philosopher does not always agree with	6	Q How life began.
•	7	the other, but what most philosophers of science do	7	A Can I give an example of -
ŧ	8	have in common is that science is not theology and	8	Q Well, answer my question.
-{	9.	that science has to have an empirical dimension, that	9	A — with reference — there are always things
- 1	10	is, experiential dimension rooted in our senses and in	10	that science has not yet explained.
1	11	instruments that refine our sensible awareness; that	11	Q And Darwin's Theory of Evolution has not
1	12	have to try as far as possible to quantify things	12	explained?
[]	13	mathematically, and good scientists do this and good	13	A There is much left in the living phenomena
1	14	evolutionists do this, even good social scientists	14	of life that needs further explanation beyond what
[]	15	try	15	Darwin has taught us.
[1	16	Q Let me stop you right there. Bill Dembski	16	Q Well, you mentioned paleontology. Isn't
[]	17	has attempted to do this with his probabilities.	17	there some problems there between the Cambrian
- † 1	18	A Well, you have to have the right balance of	18	explosion where all at once you see life figures and
1	19	empirical observation and mathematical organization.	19	then disappearance; isn't that a problem for Darwin's
- i 2	20	In my opinion you can be a great mathematician without	20	theory?
- 1			I	
2	21	having submitted yourself to the empirical imperative,	21	A There are always problems with collecting
- 1	21 22	having submitted yourself to the empirical imperative, and I think this is certainly true of all of the	21 22	A There are always problems with collecting fossils because only one in, what, 5 billion bones
- 1		~	ı	
- 1	22	and I think this is certainly true of all of the	22	fossils because only one in, what, 5 billion bones
- 1	1	and I think this is certainly true of all of the 90 intelligent design people.	22	fossils because only one in, what, 5 billion bones 92 ever gets fossitized. And there are apparently what
- 1	1 2	and I think this is certainly true of all of the 90 intelligent design people. Q What is the empirical imperative?	22 1 2	fossils because only one in, what, 5 billion bones 92 ever gets fossitized. And there are apparently what people call gaps in the fossil record in the sense
- 1	1 2 3	and I think this is certainly true of all of the 90 intelligent design people. Q What is the empirical imperative? A To open your senses as much as possible to	1 2 3	fossils because only one in, what, 5 billion bones 72 ever gets fossitized. And there are apparently what people call gaps in the fossil record in the sense that one would expect perhaps more transitional forms,
- 1	1 2 3 4	and I think this is certainly true of all of the 90 intelligent design people. Q What is the empirical imperative? A To open your senses as much as possible to the data; for example, in evolution. Evolution is a	1 2 3 4	fossils because only one in, what, 5 billion bones 92 ever gets fossitized. And there are apparently what people call gaps in the fossil record in the sense that one would expect perhaps more transitional forms, but we're filling these in especially
	1 2 3 4 5	and I think this is certainly true of all of the 90 intelligent design people. Q What is the empirical imperative? A To open your senses as much as possible to the data; for example, in evolution. Evolution is a theory that's made up of a number of observational	1 2 3 4 5	fossils because only one in, what, 5 billion bones 92 ever gets fossitized. And there are apparently what people call gaps in the fossil record in the sense that one would expect perhaps more transitional forms, but we're filling these in especially — Q So —
	1 2 3 4 5 6	and I think this is certainly true of all of the 90 intelligent design people. Q What is the empirical imperative? A To open your senses as much as possible to the data; for example, in evolution. Evolution is a theory that's made up of a number of observational disciplines such as paleontology; a comparative of	1 2 3 4 5 6	fossils because only one in, what, 5 billion bones 92 ever gets fossitized. And there are apparently what people call gaps in the fossil record in the sense that one would expect perhaps more transitional forms, but we're filling these in especially Q So A with reference to
	1 2 3 4 5 6 7	and I think this is certainly true of all of the 90 intelligent design people. Q What is the empirical imperative? A To open your senses as much as possible to the data; for example, in evolution. Evolution is a theory that's made up of a number of observational disciplines such as paleontology; a comparative of that would be biogeographical explorations, genetics,	1 2 3 4 5 6 7	ever gets fossitized. And there are apparently what people call gaps in the fossil record in the sense that one would expect perhaps more transitional forms, but we're filling these in especially — Q So — A — with reference to — Q So there are gaps —
	1 2 3 4 5 6 7 8	and I think this is certainly true of all of the 90 intelligent design people. Q What is the empirical imperative? A To open your senses as much as possible to the data; for example, in evolution. Evolution is a theory that's made up of a number of observational disciplines such as paleontology; a comparative of that would be biogeographical explorations, genetics, radiometric dating. All of these are ideas that are	1 2 3 4 5 6 7 8	fossils because only one in, what, 5 billion bones 92 ever gets fossitized. And there are apparently what people call gaps in the fossil record in the sense that one would expect perhaps more transitional forms, but we're filling these in especially — Q So — A — with reference to — Q So there are gaps — MR. WILCOX: Excuse me. You're
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	1 2 3 4 5 6 7 8 9 t0	and I think this is certainly true of all of the 90 intelligent design people. Q What is the empirical imperative? A To open your senses as much as possible to the data; for example, in evolution. Evolution is a theory that's made up of a number of observational disciplines such as paleontology; a comparative of that would be biogeographical explorations, genetics, radiometric dating. All of these are ideas that are found by opening our senses to the full range of the natural world. And without that empirical element,	1 2 3 4 5 6 7 8 9 10	ever gets fossitized. And there are apparently what people call gaps in the fossil record in the sense that one would expect perhaps more transitional forms, but we're filling these in especially — Q So — A — with reference to — Q So there are gaps — MR. WILCOX: Excuse me. You're interrupting his answer. MR. THOMPSON: Okay. I'm sorry.
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11 11	1 2 3 4 5 6 7 8 9 10 11 12	and I think this is certainly true of all of the 90 intelligent design people. Q What is the empirical imperative? A To open your senses as much as possible to the data; for example, in evolution. Evolution is a theory that's made up of a number of observational disciplines such as paleontology; a comparative of that would be biogeographical explorations, genetics, radiometric dating. All of these are ideas that are found by opening our senses to the full range of the natural world. And without that empirical element, there would be no basis for evolution, so mathematics is not enough. But I think Dembski is very good at	1 2 3 4 5 6 7 8 9 10 11 12	ever gets fossitized. And there are apparently what people call gaps in the fossil record in the sense that one would expect perhaps more transitional forms, but we're filling these in especially — Q So — A — with reference to — Q So there are gaps — MR. WILCOX: Excuse me. You're interrupting his answer. MR. THOMPSON: Okay. I'm sorry. BY MR. THOMPSON: Q So there are gaps —
11 11 11 11	1 2 3 4 5 6 7 8 9 10 11 12 13	and I think this is certainly true of all of the 90 intelligent design people. Q What is the empirical imperative? A To open your senses as much as possible to the data; for example, in evolution. Evolution is a theory that's made up of a number of observational disciplines such as paleontology; a comparative of that would be biogeographical explorations, genetics, radiometric dating. All of these are ideas that are found by opening our senses to the full range of the natural world. And without that empirical element, there would be no basis for evolution, so mathematics is not enough. But I think Dembaki is very good at mathematics, at least my impression is, but like other	1 2 3 4 5 6 7 8 9 10 11 12 13	ever gets fossitized. And there are apparently what people call gaps in the fossil record in the sense that one would expect perhaps more transitional forms, but we're filling these in especially — Q So — A — with reference to — Q So there are gaps — MR. WILCOX: Excuse me. You're interrupting his enswer. MR. THOMPSON: Okay. I'm sorry. BY MR. THOMPSON: Q So there are gaps — MR. WILCOX: Would you finish your
1 1 1 1 1	1 2 3 4 5 6 7 8 9 10 11 2 3 4	and I think this is certainly true of all of the 90 Intelligent design people. Q What is the empirical imperative? A To open your senses as much as possible to the data; for example, in evolution. Evolution is a theory that's made up of a number of observational disciplines such as paleontology; a comparative of that would be biogeographical explorations, genetics, radiometric dating. All of these are ideas that are found by opening our senses to the full range of the natural world. And without that empirical element, there would be no basis for evolution, so mathematics is not enough. But I think Dembski is very good at mathematics, at least my impression is, but like other intelligent design people, he's completely ignored the	1 2 3 4 5 6 7 8 9 10 11 12 13 14	ever gets fossitized. And there are apparently what people call gaps in the fossil record in the sense that one would expect perhaps more transitional forms, but we're filling these in especially — Q So — A — with reference to — Q So there are gaps — MR. WILCOX: Excuse me. You're interrupting his answer. MR. THOMPSON: Okay. I'm sorry, BY MR. THOMPSON: Q So there are gaps — MR. WILCOX: Would you finish your answer?
11 11 11 11 11 11 11 11 11 11 11 11 11	1 2 3 4 5 6 7 8 9 10 11 2 3 4 15	and I think this is certainly true of all of the 90 intelligent design people. Q What is the empirical imperative? A To open your senses as much as possible to the data; for example, in evolution. Evolution is a theory that's made up of a number of observational disciplines such as paleontology; a comparative of that would be biogeographical explorations, genetics, radiometric dating. All of these are ideas that are found by opening our senses to the full range of the natural world. And without that empirical element, there would be no basis for evolution, so mathematics is not enough. But I think Dembski is very good at mathematics, at least my impression is, but like other intelligent design people, he's completely ignored the empirical data that is the basis for evolutionary	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15	ever gets fossitized. And there are apparently what people call gaps in the fossil record in the sense that one would expect perhaps more transitional forms, but we're filling these in especially — Q So — A — with reference to — Q So there are gaps — MR. WILCOX: Excuse me. You're interrupting his answer. MR. THOMPSON: Okay. I'm sorry, BY MR. THOMPSON: Q So there are gaps — MR. WILCOX: Would you finish your answer? THE WITNESS: With reference to human
1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	1 2 3 4 5 6 7 8 9 10 11 2 3 4	and I think this is certainly true of all of the 90 Intelligent design people. Q What is the empirical imperative? A To open your senses as much as possible to the data; for example, in evolution. Evolution is a theory that's made up of a number of observational disciplines such as paleontology; a comparative of that would be biogeographical explorations, genetics, radiometric dating. All of these are ideas that are found by opening our senses to the full range of the natural world. And without that empirical element, there would be no basis for evolution, so mathematics is not enough. But I think Dembski is very good at mathematics, at least my impression is, but like other intelligent design people, he's completely ignored the	1 2 3 4 5 6 7 8 9 10 11 12 13 14	ever gets fossitized. And there are apparently what people call gaps in the fossil record in the sense that one would expect perhaps more transitional forms, but we're filling these in especially — Q So — A — with reference to — Q So there are gaps — MR. WILCOX: Excuse me. You're interrupting his answer. MR. THOMPSON: Okay. I'm sorry, BY MR. THOMPSON: Q So there are gaps — MR. WILCOX: Would you finish your answer?

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there.

18 by paleontologists. Whales, for example, during the

The problem is that transitional

22 forms -- whenever there is an experimentation with a

Focene, we're increasingly finding transitional forms

18 Darwin's theory, is there not?

22 of Darwinian theory.

A Every scientific theory, if it's a good

scientific theory, leaves itself open to modification

and to improvement, and that would certainly be true

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24 (Pages 93 to 96)

		93	1	9:
	1	new kind of phenomenon, such as, for example, a new	1	from any known species, but the primates, chimpanzees,
	2	automobile in human technology, there are only a few,	2	baboons, monkeys and so forth and we have a common
	3	comparatively, attempts at - at viable, adaptable	3	ancestor, and the record of that is found in the human
	4	types of existence, and because of the falsity of data	4	genome itself.
	5	at certain junctures in the fossil record, some	5	Q Who is the common ancestor?
	6	people, like the intelligent design people and	6	A Who
	7	creationists, draw the conclusion that the Doctrine of	7	Q Yeah, or what.
	8	Special Creation by God is an alternative to the	8	A or what?
	9	evolutionary view of things.	9	Q Yeah.
į	10	But you have to remember the Cambrian	10	A Yeah, we haven't found that yet.
	11	explosion took place over a period of several million	11	Q So that's a weakness in Darwin's theory?
	12	years.	12	MR. WILCOX: Objection.
į	13	BY MR. THOMPSON:	13	THE WITNESS: No, it's not a weakness.
	14	Q Still a short span when you look at the	14	BY MR. THOMPSON:
	15	earth as 4 billion years old; is that correct?	15	Q So you don't have to explain that?
	16	A Yes, and the theory of punctuated] 16	A We still don't have the answer to the
	17	equilibrium might be one approach to explaining how	17	question of how to unify the electromagnetic with
	18	that works.	18	weak, strong and gravitational forces cither. That's
	19	Q Well, the theory of punctuated equilibrium	19	a weakness you might say in physics, but it's one that
	20	is something that really is contrary to what Darwin	20	opens up the possibility of further specification;
	21	thought; is that correct?	21	likewise, with evolution, evolution is a good science
	22	A Darwin did not, as far as I know, have a	22	because it's open to further progress in
	1	94	١.	96
	2	definitive position on that. He was aware that the fossil record is spotty, but it was enough — there	1 ,	understanding.
	3	was enough directionality there as you move from the	3	Q Well, would you say if you don't want to use the word weakness, would you say there's a gap in
	4	lowest levels of fossil record to higher complexity	4	Darwin's theory, then?
Ì	5	increases.	5	A It's it's I would say I wouldn't
-	6	Q But he thought everything would be very slow	6	use the term gap. I would say it's the knowable
١	7	and gradual; isn't that correct?	7	unknown that still remains in Darwin's theory.
١	8	A Right, as all evolutionists do.	8	Q Well, I'm quoting from the biology textbook
١	9	Q Right. But punctuated equilibrium is	9	that the high school students are using in Dover, and
١	10	contrary to that slow and gradual process?	10	it says, Research still debates such important
ŀ	11	A It's slow - it's faster, but it's still	11	questions as precisely how new species arise and why
ł	12	very slow. 2 million years is a long time.	12	species become extinct. There's also uncertainty
	13	Q Not when there's 4 billion years; is that	13	about how life began.
	14	correct?	14	Do you agree with that?
	15	A The development of the human brain from our	15	A Yes, oh, of course.
	16	hominid ancestors took place over a very small period	16	Q Okay, Does Darwin's theory explain how life
	17	of time, comparatively just several million years. So	17	came out of matter?
Ì	18	there can be kind of runaway processes that do occur	18	A Darwinian theory doesn't do that, but you

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can explain biochemically, but you can also explain it

at different levels. I would want to leave room for a

theological explanation of life does not compete with

theological explanation of life, but, you see, a

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of natural selection.

at times, but they don't in any way violate the laws

Q Which animal did the humans come from?

A We have a common ancestor. We did not come

26 (Pages 101 to 104)

_			26 (Pages 101 to 10
	. 101		10
1	MR. WILCOX: Objection.	1	at the data.
2	THE WITNESS: 1 don't think so	2	A Right.
3	personally, no.	3	Q And the data is missing right now.
4	BY MR. THOMPSON:	4	A That's — the empirical imperative directs
5	Q Well, isn't it true that the fossil evidence	-5	us to look for as much data as we possibly can.
6	suggests that many of the phyla first appeared without	6	Q And we haven't found the data as it relates
17	evident precursors over the five to ten million years	7	to the Cambrian explosion; is that correct?
8	that we're talking about in the Cambrian rocks?	8	A We found lots of data that relate to the
9	A Without precursors being detected so far,	9	Cambrian explosion.
10	possibly so.	10	Q No. I mean that relate to the precursors to
11	Q Okay. So that —	11	the phyla that were found in the Cambrian explosion.
12	A By the way, when you say - could I ask for	12	A Again, I'm I'm not as much of an expert
13	a clarification?	13	in this as biologists formal biologists are, but my
14	Q Sure.	14	own understanding is that there are precursors to the
15	A When you say weakness in Darwinian theory,	15	kind of explosion that took place in the Cambrian
16	that's a bit vague, too, because what today is known	16	explosion; although, they were not as explosive, let's
17	as Darwinian theory is not exactly the same thing as	17	say, as you find in the Cambrian explosion. There has
18	Darwin himself held. There have been a lot of	18	been a general directional transformation of living
19	developments in evolutionary theory supported	19	stuff into more and more complex forms of living stuff
20	especially by genetics. So when people refer to	20	over the process of 3.8 billion years.
21	Darwinian evolution today, they're referring to a much	21	Q And what were the precursors to the Cambrian
22	richer understanding of life than Darwin himself had.	22	fauna, then. You say there were. What were they?
		ļ	
1	102		104
1	Q And we'll get into, you know, the full	1	A I don't recall, but I recall reading
2	explanation of Darwin's theory, but there is this	2	recently in some scientific publication that the
3	weakness that we can't find the precursors to the	3	Cambrian explosion is not an absolute beginning of
4	animal phyla that first appeared in the Cambrian	4	biological complexity.
5	rocks; is that correct?	5	Q Do you regard the Cambrian explosion as a
6	A Again, I would not call that a weakness. I	6	challenge to common descent?
17	would say that's a territory to be explored.	7	A Ob, not at all.
8	Q Okay. Is it a gap?	8	Q When you see so many different phyla all at
9	A Every science – every science has a	9	once appear?
10	weakness in the sense that no science has ever wrapped	10	A We might be descendents of one of those
11	up fully and bettled and capped its field of inquiry;	133	phyla without being the descendents of others. But
12	it's an ongoing process of specification and detail.	12	those phyla themselves, you see, were descendents of,
13	And Darwinian theory, like any other scientific	13	ultimately, probably one unicellular form of life that
14	theory, has a long way to go in terms of its future	14	originated as much as 4 billion years ago.
15	dlscoveries.	15	Q Have we found that unicellular form of life?
16	Q Well, would you indicate that that's —	16	A You're never going to find it directly
17	there's a lack of evidence in that that supports	17	because it's gone, but you can reason to it on the
18	Darwin's theory?	18	basis of our understanding of genetics and metabolism
19	A I would not say evidence. I would say	19	and other kinds of physical processes that have formed
20	there's room for increasing data. Data is not exactly	20	the building blocks of living stuff ever since.
21	formally the same thing as evidence.	21	Q So you can utilize reason to take the place

22 of actual data?

Q Well, if we're scientists, we have to look

27 (Pages 105 to 108)

107 105 evolved more gradually, and in most cases, I believe, A In science reason doesn't take the place of 1 they performed - the precursors of these allegedly 2 data; reason organizes the data into intelligible irreducible - irreducibly complex phenomena performed 3 structures. functions that are quite different from and perhaps 4 Q Okay. So what is wrong with reason. 5 organizing the bacterial flagellum into intelligent unrelated to the particular function that the flagellum and its retary motor perform now. 6 design? BY MR. THOMPSON: A Nothing's wrong with that provided you don't Q Do you accept those explanations? 8 call that science. It's more of a theological and 9 A I'm not a scientist, but I want — what I 9 philosophical reasoning. There are different levels, as I was explaining to you while ago, of formally 10 want to accept is the openness of scientific inquiry 10 11 structuring data, and the way in which theology and H to push those gradualistic explonations as far as they 12 possibly can go. 12 philosophy structure their data in such a way as to 13 constitute material for that kind of discourse is such 13 Now, it should be said that there are other sciences that are supportive of biology that allow for 14 as to bring in, for example, to use an aristotelian the self-organization of material processes in ways term, notions of formal and final causality that are 16 16 left out in scientific inquiry. that Darwin and even perhaps some contemporary 17 Darwinian biologists are not fully apprised of. 17 Q Do you have any idea at all what phyla the 18 octopus belongs to? Stuart Kauffman, for example, has written a lot about 19 the self-organizing character of material processes A No. I don't. 20 that could perhaps have a subordinate or at least a 20 O What about the starfish? complementary explanatory role in explaining what Behe 21 A No, I don't know that. I don't have that refers to as irreducible complexity. But, you see, detailed knowledge of biology. 108 106 Q Isn't it true that Darwin himself remarked 1 these are scientific ideas, not theological ideas. 1 2 that if it could be demonstrated that some complex 2 Q And they're really just guesses at this. structure could not possibly have come about by point, are they not? 4 A In studying any historical phenomenon, 4 numerous, successive, slight modifications that his 5 theory would absolutely break down? whether it's human history or natural history, a lot of our present understanding has to be hypothetical. 6 A Darwin himself did say that. 7 7 Q As that also applies to Darwin's Theory of Q Yes. And would Michael Behe's description 8 and conclusions relating to the bacterial flagellum Evolution? A It applies to every theory including 9 then be responsible for the breakdown of Darwin's 10 10 theory? Darwin's Theory of Evolution. 11 Q I'm trying to find the exact quote, but at 11 A Well, as I said a while ago, Darwinian theory today is not the same thing as Darwin himself some point in your book Deeper Than Darwin you basically criticize the evolutionists - some group of thought evolution to be, so let's say evolutionary evolutionists who came up with a lot of stories, biology - I would say the flagellum does not cause 15 metaphoric descriptions about particular events which -15 the breakdown of evolutionary biology. was not truly science. Do you remember that part in 16 Q Has there been any explanation in 17 evolutionary biology for the complex - the 17 the book? 18. A I don't think I criticized the so-called 18 irreducibly complex bacterial flagellum? 19 "just so" stories. I criticized other aspects of MR. WILCOX: Objection. 20 evolutionary thought in the wider sense. Evolutionary 20 THE WITNESS: A number of biologists 21 have responded to Behe by proposing ways in which materialism is really what I criticize, which is not

really science but another form of belief system.

these allegedly irreducible phenomena could have

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28 (Pages 109 to 112)

Q Right. I'll try to find that because it might be in a different article that you wrote.

3 What factors would you consider have to be

4 present for something to be a science?

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5 A There has to be observation - an 6 observational method which obeys what I called cartier

the empirical imperative; to open our minds as far as possible and our senses as far as possible to the

9 world around us, there has to be that. That's not

10 enough by itself. There have to be frameworks for

П organizing that data into hypotheses and eventually

theories. These are conceptual and usually

mathematical. And, thirdly, there has to be an

obedience to the imperative to be critical; there has

15 to be a willingness to persistently examine whether

your hypotheses and theories correspond to the data.

17 So those three ingredients.

Q Okay. Are there any others?

19 A There are - there are factors that are

20 present in what I would call a subscientific way that

I mentioned earlier. There have to be - for example,

22 there has to be a belief on the part of the scientist

skill that requires a certain asceticism on the part 1 of the human mind that it will refrain from doing certain things or having certain preoccupations while you're doing science.

Symbolized by the white coat, we purify our

minds of desires for our experiments to conform to what's necessary to get tenure or whatever in the university. We have to learn that skill, and it's as I say, it's a kind of asceticism, a discipline, that doesn't come automatically but requires a training process within a community which has a certain authority structure to it, not unlike religious communities. In the wide sense there are certain rules that one has to learn and apply, and if one disobeys those rules, then one is not considered

And one of the rules of this community which we call science is that we should not resort to aristotelian final causes in order to explain things. And it seems that intelligent design people violate

21 those norms, and that's perhaps why they are rightly

part of this community.

disciplined, for not conforming to this community's

that truth is worth seeking. That, again, is not part of science, but it is foundational to science. There has to be, also, a belief that the human mind is of sufficient stature to grasp the truth when it comes across it.

These are tacit elements that are present in the actual work of science, underlying the work of science, of which perhaps many scientists themselves are even unaware that they're necessary for the whole

10 process of science to get off the ground.

П Q Any other factors?

A For natural science, of course, there has to be the data of the natural world itself, but those are 14 the main ones that I would emphasize.

15 Q Okay. Is there any concept that you're

16 aware of that requires a majority vote by scientists

17 of what is a scientific theory and what is not?

18 A I don't think it's - it has to be a formal 19 vote, but over the years a certain conventional

approach develops in such a way that those who become

21 apprenticed to what's called scientific method have to

22 learn. They have to Jearn - it's a skill. It's a

1 skills.

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2 Q When you say "disciplined," what do you mean. 3 by that?

4 A Yeah. Well, you have to purify your mind of tendencies to explain things, for example, in terms of purpose. It's hard to do that, but that's what's required. That's what - since the beginning of the -- since the middle of the 17th century --

Q I misunderstood, then. I thought they were. disciplined in some way by the science community

11 itself? 12

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A By "discipline" I mean a set of standards 13 that don't necessarily come spontaneously to us. I 14 mean, our common sense way of looking at the world is always looking at it for purposes, but science says,

16 let's - let's - it's kind of like a game of soccer,

17 you know. You decide when you play soccer, I'm not

going to use my hands and I'm going to see what I can

19 accomplish athletically by just using my feet. So

20 science says, now, let's see what we can accomplish

21 here cognitionally by leaving out discussions of

purpose, God, intelligence, see what we can find by

29 (Pages 113 to 116)

113 115 1 looking at the natural world in this way. J Q Could it not? 2 MR. WILCOX: You could call it 2 Q But tomorrow the science community or over a 3 football. period of time can change those rules; is that BY MR. THOMPSON: 4 correct? 5 5 Q Could you not? A That would be completely different. If that 6 A You can change the rules, but since rules 6 happens, it would not be science anymore. It would be 7 something else. specify the identity of a particular game or a 8 Q Well, if they say it's science, it's going particular kind of intellectual inquiry, then if you 9 change the rules of science, for example, to include to be science; right? 10 appeal to the hypothesis of intelligent design, then A Well, I'm using the term science as I just described it a while ago, and as I've been describing 11 you've changed the whole definition of science into 12 it all morning, as having to conform to what's something that most scientists since the beginning --13 13 since the middle of the 17th century would not empirically available. 14 Q Right. But these are rules that are 14 recognize as science. 15 15 Q Okay. But up to the 17th century scientists man-made; correct? 16 16 A To say that they're man-made does not thought it was science? 17 adequately represent these rules. These rules are -17 A In the Middle Ages the word scientia was are things that come about as a result of a complicity 18 used by people like Thomas Aquinas to refer to the 18 19 of the human mind and the structures of the natural gathering in of understanding about the world in many, 20 world. So it's not just arbitrary. It's not just a many different ways, including theological and 21 philosophical. But the way the word science has been wild guess. To say it's just a theory, for example, defined in modern scientific - so-called scientific is to miss the whole point of a scientific theory. 114 316 disciplines is such as to leave out things that before 1 Well, it's a – well, it is scientific and 2 it is not testable by scientific methods, though? the 17th century were considered to be science. For 3 MR. WILCOX: What's the antecedent of example, aristotellanism was rampant at the time of 4 "it"? Galileo, and Aristotle was interested in learning 5 about the purpose of things. THE WITNESS: When you say "it," you mean scientific method is not provable by scientific Galileo and Bacon before him had said, okay, 6 7 it's all right to talk about the purpose of things, method? 8 BY MR. THOMPSON: but we're going to get this new approach to 9 understanding the world in which we leave out Right 10 questions about purpose. For example, Aristotle Right. No. it's not. 11 Again, you used the soccer analogy. If understood gravity as the desire on the part of the tomorrow you wanted to change the rules of soccer, you center of the earth for objects. Desire. Desire can change the rules of soccer; isn't that correct? cannot be quantified mathematically, so one of the 13 14 important things that modern science did was to A Sure. 15 Q And you can do the same thing with the rules 15 explain gravity, for example, in terms of a 16 mathematical formula, and that mathematical formula is 16 of science; isn't that correct? 17 17 essential to the discipline of natural science. A It would not be called soccer anymore. It 18 would be called some other sport. 18 One of the criteria of science, though, is 19 19 that it is always tentative; is that correct? Q Well, it still could be called soccer. 20 20 A Yeah, that should be the criterion of You've just changed the rules. 21 religion, theology and all human knowledge. 21 MR. WILCOX: You could — 22 22 BY MR. THOMPSON: Q So that conceivably ten years from now the

30 (Pages 117 to 120)

			30 (Pages 117 to 12	0
		•	ii:	9
	idea of science could be totally different; is that a	1	Q Right. But that empiricism will affect the	
2	possibility?	2	way or could affect the way scientists view science;	
3	A It's possible that people can develop	3	isa't it true?	
4	methods of understanding things. For example, in the	4	A I don't know. I - if it does - if it does	
5	20th century development an empirical method was	5	lead to something else, I'm not sure that I would call	
6	developed in philosophy known as phenomenology, and,	6	it science, and I'm almost certain that most of the	
7	so, there can be — there's plenty of room for the	7	present scientific community would not call it science	E
8	development of different kinds of method. For	8	either.	
9	example, I, myself, in the book that I'm writing now	9	Q Well, see, at one point, you know, when	
10	and in other contexts, have referred to a wider	10	Darwin came up with his theory, the attack on him was	
11	emphricism that goes beyond what science deals with.	11	that it was not science; isn't that true?	
12	For example, we all know that we are	12	A Well, some would say that and some still say	
13	subjects. Each one of us has an insideness that we	13	it.	
14	experience palpably and immediately. That's part of	14	Q Well, I mean, but at the time his	
15	the natural world, too. But science has deliberately	15	contemporaries attacked him as not being science;	
16	decided that we're not going to talk about	16	isn't that true?	
17	subjectivity.	17	A Some of them did. In fact, his fellow	
- 18	Well, they're not going to talk about	18	scientists were more critical even than the clergy	i
19	subjectivity, so let's - what I'm proposing is that	19	were toward him.	
20	there be a wider or more radical kind of empiricism	20	Q Right. But I but that proves	
21	that takes into account data that science	21	A Some of his fellow scientists, not all of	
22	methodologically leaves out. But I don't call it	22	them,	ĺ
\vdash	118		120	d
1	science.	₁	Q But, see, attack – but history has a way of	ı
2	Q Weil, I was —	2	repeating itself, and it seems that the attack on	ĺ
3	A I call it wider empiricism.	3	Darwin as not being science Darwin's Theory of	I
4	Q Well, it could -	4	Evolution as not being science could be compared to	I
5	A Out of my respect -	5	the attack on the intelligent design theorists today	į
6	Q Excuse me. Go ahead.	6	who are attacked as not being scientists.	l
7	A Out of my respect for the community and	7	MR. WILCOX: Objection, argumentative.	l
8	tradition of involving several centuries of refining a	8	THE WITNESS: I don't think that's a	Į
9	particular method and referring to it as science, I	9	valid comparison, because as I've been saying all	ĺ
10	want to let science be science, but that doesn't mean	10	morning, intelligent design people are bringing in	l
11	that science is is the only way of empirically	11	kind of explanatory or resorting to a kind of	l
12	coming into contact with the natural world.	12	explanatory level or reading level that is	ŀ
13	Q Let me suggest to you that what you said,	13	inappropriate to what we refer to as natural	l
14	however, may be the beginning of a new understanding	14	scientific method. It might be a valid it might be	l
15	of science; isn't that possible?	15	a valid approach to appeal to the notion of	
16	A Well, I'm not the vetter of this. I'm	16	intelligence at some level in your understanding of	ĺ
17	following several major philosophers; Teilhard de	17	phenomena, but that doesn't mean that science itself	
81	Chardin, Bernard Lonergan, Henri Bergson, Alfred North	18	is going to resort to such a notion because to do so	
19	Whitehead, all of who are — William James, all of	19	while you're doing science is to close off the road to	ĺ
20	whom have developed a wide empiricism —	20	further naturalistic inquiry.	
21	Q But that empiricism —	21	BY MR. THOMPSON:	
133	h had about double and the about		0.37 11 1	

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Q You would agree that on occasion theories

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A - but they don't call it science.

31 (Pages 121 to 124)

121 theory, motivation should be bracketed. When you're which were ridiculed by the contemporary scientists talking about theological theories, that's something 2 2 A Yes. 3 3 cise. Q – have then developed to be the workable or 4 Q Well, putting it another way, the validity the explanatory theory later on? 4 5 A Yes. ٠5 of a scientific theory --A Right. O Okav. 6 6 7 A Yes. -- should not be determined by the motivation of a scientist who is proposing that 8 And, so, that just because a particular. theory is held by a few or a minority of scientists 9 theory; is that correct? 9 10 A has the field of science, I would say that 10 does not in any way affect the validity of the theory 11 that's correct. itself -11 12 Q And, so, some of the anti-intelligent design. 12 A That's correct. advocates out there attack the theory of intelligent 13 O -- is that true? 13 14 A That's correct. The relativity theory would 14 design based upon the motivation of its proponents. 15 rather than the theory itself; do you agree with that? be a good example. 16 I suspect that that's true at times, yes. 16 Q And because of that, do you have any concern 17 Well, isn't Barbara Forrest one of them? 17 that the community of scientists themselves who have 18 A. I don't know. I can't say. 18 vested a lot of their career on the theory of 19 Q Okay. But in the scientific world or in the 19 intelligent design may be attacking -- a career on 20 evolution, excuse me, may be attacking the theory of 20 academic world, you would want to look at the validity 21 or the invalidity of the theory and not so much as to 21 intelligent design for other than pure scientific 22 motives? the person who was advancing the theory. 122 124 1 A That's - I would say that's the - that's A A particular scientist as a person can, and, 2 true in the case of science but not necessarily in the I think, inevitably this has occurred, has attacked case of philosophy and theology. intelligent design because of kind of a temperamental 4 opposition to snything that smacks of religion. 4 Q Why do you make that distinction, science 5 versus philosophy and theology? Richard Dawkins is a good example. He's A Because when you're talking about a world constantly attacking certain ideas, not for scientific 7 view as distinct from a scientific fact, you're reasons, but because they don't fit into his world 8 talking about something in which the personal view. We're all capable of doing that. But that is, 9 9 in a sense, to commit the genetic fallacy; that is, to coefficient of that particular world view is 10 inseparable from the world view itself. 10 understand things in terms of how they originate. 11 rather than in terms of their ostensible, logical 11 But I assume even yourself as a theologian. .12attempt to eliminate whatever personal bias or 12 veracity. And, so, the theory of evolution has to be weighted in terms of its intrinsic cognitional 13 13 prejudices you may have as you attempt to solve 14 whatever problem you're looking at. 14 explanatory power rather than in terms of why it might 15 A What you try to eliminate is any theory or 15 appeal to this person or that. And the same thing any set of ideas which flows from any other desire 16 would be true of many scientific ideas. We have to 16 17 17 than the desire to know the truth. distinguish. 18 18 We all have desires; desire for pleasure, Q And does that also lead to a fair statement

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19 that you should not look at the motivation of the

is or she is espousing?

scientist but actually the scientific theory that he

A Yes, when you're talking about a scientific

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desire for meaning, desire for power and so forth. We

need to be suspicious of any idea that flows from

those particular desires. But the desire to know is a

deeply personal desire, desire to know the truth, and

32 (Pages 125 to 128)

		125	1	•	
	1	I can't disassociate my - my own theological view of	1	Q Okay. Ah, I found the statement I was	!7
	2	the world from - from what is deeply personal to me.	2	looking for, and I want to ask you what you mean by	
	3	Whereas in science, you want to as far as possible	3	this. Okay. It's not a verbatim; it's a paraphrase,	
	4	you want to keep subjectivity and personality out of	4	but - this is in your book Deeper Than Darwin: The	
	5	the method, which is one of the reasons why	5	evolutionary explanation employs a metaphoric and	
	6	intelligent design is so problematic, because it's -	6	narrative mode of expression not found in physics or	
	7	when you're talking about intelligent design, you're	7	biochemistry. The inevitable fuzziness of their	
	8	talking about something that is much more deeply	8	narrative, historical accounts of life can be a source	
	9	personal than, say, the theory of natural selection,	وا	of embarrassment. At times they apologize for telling	
	10	Q Deeply - well, other than people like	10	evolutionary stories promising us that as their	
	11	Richard Dawkins, would you agree, who -	11	science progresses it will be able to dispense with	-
	12	A Right.	12	narrative and embed the information in mathematics.	
	13	O who has a	13	A That's the -	
	14	A Well, when Dawkins is doing biology, I have	14	Q Do you remember that statement?	
	15	no problem. When he gets into his polemic against	15	A Yes, that's the ideal of the evolutionary	
	16	religion, then his personality, his own temperament,	16	biologist, but there is a narrative character to it	
	17	his own biography, his own personal bad experiences	17	that you don't find in every science.	1
	18	with religion and so forth, all that all comes to the	18	Q And I think that was the statement that I	١
	19	surface; whereas when he's doing science, he leaves	19	was – had in mind when I asked you about	١
	20	that behind or at least be should leave it behind.	20	evolutionists filling in the gaps with these stories	ł
	21	Q There are very few strike that.	21	and these narratives promising later on they're going	١
	22	Is there — can can the truth of theology	22	to find the facts.	١
	_				ł
	ı	126		128	1
	1	contradict the truth of science?	1	A Well, that they're going to be more precise,	١
	2	A No, no, just as the water is boiling because	2	yes.	ĺ
	3	I want tea does not contradict the water is boiling	3	Q Okay.	ı
	4	because of molecular motion.	4	A Narrativeness is one way of conceptualizing	ļ
	5	Q According to Gould, the philosophical	5	or bringing into coherence a set of data.	ŀ
	6	message of Darwinism cannot be disengaged from	6	Q I looked at that statement and I viewed it	ı
	7	Darwin's science. Do you agree with that statement?	7	as somewhat very critical of these kinds of	ļ
	8	A I think I wrote that statement.	8	evolutionists. Am I wrong in taking it that way?	۱
	9	Q Yeah.	9	A No, I'm not critical of that at all. That's	l
	10	A Yes. I do agree with it, yes.	10	the way evolutionary explanations have always worked,	Į
	П	Q Okay. And, so, even though you want to	1 1	by placing by storing it by putting it in the	
	12	A That's what Gould says. That's not what I	12	narrative context, because evolution, unlike other	١
	13	believe,	13	scientists — unlike other sciences, is much more	ļ
	14	Q Right. Yeah. But even though you believe	14	concerned with long periods of time in which	l
	15	that the science should be separated from the	15	transformations take place, many others $-$ some other	l
	16	philosophy	16	sciences, like cosmology is, too, but evolution	l
- 1	1.77	ا م			

19

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17 requires deep, deep time, and whenever you're talking

temporal process, the mode of discourse that you would

18 about the transition from one stage to another in a

20 resort to has to be somewhat narrative in nature.

22 embarrassment." I look at that as sort of a negative

Q You use the words "can be a source of

17

18

19

20

21

22

A Correct.

A Exactly.

isn't that correct?

Q -- many Darwinists don't do that --

A Some of them do, correct.

Q – because they believe it shouldn't be;.

33 (Pages 329 to 132)

			35 (1 ages 125 to 132
	129	ŀ	131
1	connotation.	1	Q That's what kind of ignorance?
2	A Well, there are certain kinds of scientific	2	A Learned ignorance, as it's called.
3	purists, perhaps, who would find that narrative is	3	Q Learned. So you would characterize
4	is not enough and that we need to embed the data in	4	evolutionary theory as learned ignorance?
5	mathematical formula. And, indeed, blologists are	5	A I would say that every good science every
6	doing that today, especially in terms of the	6	good scientist has to have a sense of learned
7	transition of populations of genes from one generation	7	ignorance, and it's actually the skill in science
8	to the next which can be statistically quantified in	8	itself that shows a particular person who's doing
9	certajn ways.	9	science that there is so much yet that remains to be
10	Q And the other — and the other phraseology	10	discovered and known, and Darwin - Darwinism is no
11	that again leads me to believe that this was a	11	exception to but an exemplification of a general
12	criticism of evolutionary explanation was the	12	scientific principle that we should approach nature
13	"inevitable fuzziness of their narrative."	13	with learned ignorance.
14	A Well, if you place that in the context of	14	MR. WILCOX: I think the Secretary of
15	Deeper Than Darwin, fuzziness is not necessarily	15	Defense could explain this to you pretty well. There
16	unexplanatory. Fuzziness is the way of admitting at	16	are things that we know we don't know.
17	the moment that we need to sharpen our way of thinking	17	MR. THOMPSON: Right. You want to take
18	but that we can make at least approximate statements	18	a lunch break?
19	about the nature of things, and this approximation -	19	MR. WILCOX: Sure.
20	approximation is always part of every science. No	20	(Lunch recess — 12:03 p.m.)
21	science is completely without fuzziness.	21	(After lunch recess - 12:58 p.m.)
22	Q Okay. Would you consider that a weakness in	22	BY MR. THOMPSON:
		•	
\vdash		—-	···
\vdash	130		132
1	Darwin's theory?	1	Q Professor Haught, earlier you had indicated
1 2	Darwin's theory? A No, just the opposite. I would say it shows	2	Q Professor Haught, earlier you had indicated there is a difference between the theory of
1	Darwin's theory? A No, just the opposite. I would say it shows that Darwinian theory has a future, and which if it's	2	Q Professor Haught, earlier you had indicated there is a difference between the theory of intelligent design and creationism; is that correct?
2 3 4	Darwin's theory? A No, just the opposite. I would say it shows that Darwinian theory has a future, and which if it's not interfered with by such interpositions as	2 3 4	 Q Professor Haught, earlier you had indicated there is a difference between the theory of intelligent design and creationism; is that correct? A I think so, yes.
3	Darwin's theory? A No, just the opposite. I would say it shows that Darwinian theory has a future, and which if it's not interfered with by such interpositions as intelligent design, will allow further refinement,	2 3 4 5	 Q Professor Haught, earlier you had indicated there is a difference between the theory of intelligent design and creationism; is that correct? A I think so, yes. Q And what is that difference?
2 3 4 5 6	Darwin's theory? A No, just the opposite. I would say it shows that Darwinian theory has a future, and which if it's not interfered with by such interpositions as intelligent design, will allow further refinement, further specification of what's going on in the	2 3 4 5 6	 Q Professor Haught, earlier you had indicated there is a difference between the theory of intelligent design and creationism; is that correct? A I think so, yes. Q And what is that difference? A Well, as I understand it, almost everybody
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34 (Pages 133 to 136)

_			34 (Pages 133 to 13	6
	133		13	5
1		1	theorists, they do not build their theory upon holy	
2		2	scripture; is that correct?	
3		3	A The creationists do build their theory upon	
4	10,000 Junio en 111 180 et ma 111 111.	4	scripture,	
5	Q What do the old earth creationists believe?	5	Q The intelligent design theorists do not?	
6	A The old earth creationists as far as I know	6	A The intelligent design theorists, at least	
7	are willing at times to go along with the modern	7	some of them there are many different types of	
8	geological estimation of the earth as four and a half	8	intelligent design theorists, including creationists,	
9	billion years old. What they have in common is the	9	but there are advocates of intelligent design who do	
10	special creation of each species by divine	10	not start with scriptural text as the framework for	
11	intervention. The old earth creationists would allow	11	their ideas.	
12	for the special creation as taking place sequentially	12	Q In fact, there are atheists who are	
13	across time whereas the young earth creationists see	13	advocates or who believe in intelligent design?	
14	the special creation of all species as taking place in	14	A I don't know of any. David Berlinski might	
15	the beginning.	15	be somebody who is taken in by the intelligent design	J
16	I recognize that there are many different	16	people, but I don't think that he has ever	ļ
17	stripes within the creationist camp.	17	affirmatively declared intelligent design	
18	Q Would another criteria for a creationist be	18	intelligent design as the foundation of life.	
19	the fact that they believe the earth was created in	19	Q What about the philosopher Anthony Flew;	
20	six days — six, 24-hour days?	20	wasn't he an atheist?	
21		21	A Yes, he was an atheist.	i
22	but, again, I think there are probably many different	22	Q And then he	
\vdash		⊢	<u></u>	┩
Ι.	134	١.	136	l
1 1		1	A He has recently wondered how biological	Ī
3	~	3	phenomena could be explained without the complicity of	ı
4		4	a creator.	l
5		5	Q And he has publicly at least accepted intelligent design theory, has he not?	I
6		6	A I don't think so. I think he has been more	l
7	Q So A Yes.	7	cautious than that. I think it's more that the	I
١.	O - yes?	8	intelligent design people have taken him in then be	ſ
و ا	* *	9	has taken in the intelligent design community.	Į
10		10	Q Well, to what degree, then, do you think he	l
11		11	has accepted intelligent design theory then?	ł
12	* 1	12	A I don't know that he's even that familiar	l
13	_	13	with so-called intelligent design theory. He has	ı
14		14	spoken just very vaguely about how the complexity in	l
15		15	tiving phenomena seem to him to require some	ļ
16		16	explanation that seience, including Darwinian science,	ĺ
17	. , , , .	17	- · · · · · · · · · · · · · · · · · · ·	ı
18	, , , , ,	18	has not been able to give. Q Has he said that that complexity points him	
19		19	to an intelligent design?	
20	, . ,	20	A I think the most he would say is that — as	
21	BY MR. THOMPSON;	21	far as I understand the news media and reports about]
21	DE MAR. HEROPH COLV.	121	так жо в самост влами ште пема писша апи герига; апфи	

22 it, I think the most that he has said is that it

22

Q And in contrast with intelligent design,

35 (Pages 137 to 140)

137 139 suggests that something more than just chance and 1 Q Yes. blind, natural processes would have had to bring about A — who was interested more in contemplating 3 the complex living phenomena. his own glorious, divine essence than actually being Q And that kind of conclusion is contrary to involved in the world. Q Well, isn't that somewhat of the concept. Darwinian theory, is it not? 6 that you have of God, that you've explained in your A No, I personally do not think so. I think what he's doing is drawing a philosophical conclusion. book Deeper Than Darwin? and, in fact, he's very close to Darwin in the fact A No, absolutely not. The God that I believe in is deeply involved and is cosufferer with life and that he appeals to a deistic god, that is, a god who 10 is very remote and who explains the general taws and its struggle throughout the evolutionary process. 11 Q Does he intervene in the world? 11 is somewhat - something that we have to appeal to to 12 12 give an ultimate explanation, but it's not the God of A To use the word intervention is a very, very vague term. To say that there is divine action and 13 Christianity, it's not the God of the Bible that divine influence in the world, I believe so. But to Anthony Flew is referring to here. It's something very close to what Darwin meant when he referred to say that this is of the same kind of causality that science deals with or that intelligent design appeals 16 the creator. 17 Darwin himself probably never completely to, no, that's not what I mean, 18 Well, does your definition of God mean that 18 gave up a deistic notion of God, that is, a god who 19 creates the universe, creates its fundamental laws but 91 God is outside of nature? 20 20 pretty much lets it run on its own. That's the same A I don't say - use the word "outside." I 21 would say distinct from nature but intimately involved 21 kind of god that Anthony Flew is talking about, so 22 it's much closer to Darwin's understanding. with nature. God transcends the world and God is not 338 140 identical with nature, but the God of the Bible, the ı Q Would that still be a religious concept? 2 God that I believe in as a Christian and as a Catholic A Yes, I think it's a religious concept, sure, 3 is deeply involved in nature, and we know this God not uh-huh, yes. And that's why it does not belong in 4 science. 4 as above nature but in and through nature. 5 5 Well, maybe I'm interpreting what you said, Q Does God change the laws of nature? but basically a deistic concept would mean maybe there A When you talk about nature, nature can 7 was a god that started it all -include many universes other than this one. That's 8 the natural world, too. That's become a reasonable A Right. 9 hypothesis in contemporary quantum theories of - sort of a first cause and then let it Ю 10 crestion. happen? 11 A Yes. 11 The laws that pertain to those worlds would 12 12 O Isn't that somewhat of the same kind of probably be different from the laws that pertain to 13 first cause that Aristotle talked about? 13 ours, so - and over the course of many, many millions 14]4 MR. WILCOX: Objection, vague, "isn't and billions of years, nature itself could possibly alter its habits. We don't know. As scientists we 15 that somewhat of the same kind." Are there any 15 16 similarities? 16 deal with such a small cross-section of cosmic 17 17 history, but we do believe as scientists that the THE WITNESS: Well, there are vague

Q Okay. Didn't Aristotle talk about the first 21 cause? 22

18

19

20

similarities.

BY MR. THOMPSON:

A The first cause and the unmoved mover --

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universe -- the present universe adheres to laws or

habits, I like to call them, that have been inherent

Q I want to direct your attention to the

22 concept of a scientific theory. What would be your

in nature from the beginning.

18

19

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36 (Pages 141 to 144)

į,

141 it's a duplication of other things that I've read by definition of a scientific theory? 2 A Scientific theory is a set of concepts that him in the past. (Witness reviews document.) No, I did not read this particular one. If this is a new organizes the data of scientific discovery into an intelligible, conceptual framework that can be tested piece, I didn't read it. 5 empirically. Q In his report he indicates that a theory is 6 O Would you agree with the statement, and I'm a singular word applied to a body of multiple, quoting from the policy, a theory is defined as a distinct claims - that's the headline. And then he well-tested explanation that unifies a broad range of says, It is critical to realize that in science the 9 observations, end of quote? word theory in the singular may be applied to a body 10 A Yes, in general I think I can accept that. 10 of multiple, logically separable claims, some of which 11 may turn out to be true and others false. IJ 12 12 A But I would only add that it unifies them in Do you agree or disagree with that 13 such a way as to allow them to be continually tested statement? against empirical data and new data that keeps coming 14 14 A Yeah. The only thing I would - yes, the 15 in. 15 only thing I would add is that he's left out the word 16 Q Then you would accept the next statement I'm 16 empirical and talked about logical. Science is more going to read: Because Darwin's theory is a theory, 17 17 than logic. It's also observation. Q Okay. So adding the word observation - the it continues to be tested as new evidence is 18 19 concept of observation, I guess, you would agree with 19 discovered. Do you agree with that statement? 20 A Yes. 20 his theory; is that correct? 21 21 Q Okay. "A theory is not a fact." What about A Read that again. 22 that statement? 22 Q Okay. It is critical to realize that in 142 science the word theory in the singular may be applied 1 A A theory is a set of insights. A fact — 2 to a body of multiple, logically separable claims, let me define a fact. A fact is a product not of seeing but of judging. The way the mind works is to some of which may turn out to be true and others. false - and then I'll continue - which can vary start with empirically evident data. Secondly, the widely in the strength of the evidence supporting them way the mind works, including the scientific mind, is to form hypotheses and theories to try to make sense and the ease with which they can be tested. 7 of that data so that we can get insight into that 7 A I'm not comfortable with that. I'm not 8 comfortable with that, especially with the idea that data. 9 But that's not enough for science. Science the elements of a theory are logically -- potentially 10 has to go and keep testing the theory against the logically inconsistent. Q You would agree that Darwin's theory has 11 11 data, and if it finds that the theory corresponds 12 changed over time; is that correct? 12 adequately to the data, then science makes the 13 judgment that the theory corresponds to the data and 13 A No, I would agree -14 Q The concept of Darwin's theory has changed 14 that's a fact. That's where fact comes in as a 15 15 product of judgment, not of understanding. over time? 16 Q Right. And did you read Behe's report ---16 A Darwin's theory has not changed. Theories 17 of biological evolution have evolved. What we refer 17 expert witness report dealing -18 A Not. 18 to today as Darwinian evolution is not exactly the 19 O — with ---19 same as Darwin's Theory of Evolution; although, it's 20 in many ways - in many ways it is similar but other 20 A - this -

21

22

things have been added.

Q Right. He had no concept of genetics at

21

22

O – theory?

A Not this - not this particular one unless

			37 (Pages 145 to 148
	145		147
1	that time?	1	A Yeah.
2	A He had no concept of how inheritance takes	2	Q The second separate claim of so-called
3	place.	3	Darwin's theory is common descent. This is the theory
4	Q Correct.	4	that every group of organisms descended from a common
5	A He had his ideas about it, but the Ideas	5	ancestor and that all groups of organisms, including
6	have turned out to be wrong.	6	animals, plants and microorganisms, ultimately go back
7	Q So at one point, going back to Darwin's	7	to a single origin of life on earth.
8	time, although he had this theory, part of it proved	8	Do you accept that as another claim?
9	to be wrong?	9	A I accept that. Although I'm not absolutely
10	A The part that has the theory has an	10	certain about that, I can accept that.
11	element of how descent inheritance takes place, and it	11	Q Okay. This is what Ernst Mayr was saying -
12	has an element of what the mechanisms of change over	12	A Right, right, right.
13	time are. The mechanisms of change over time have not	13	Q — as to what the five different claims are
14	been altered. They've been enhanced, actually, by new	14	under Darwin's theory.
15	discoveries. But the actual his ideas on how	15	And then the third one is, Multiplication of
16	descent takes place and his notion of inheritance has	16	species: This theory explains the origin of the
17	evolved.	17	enormous organic diversity. It postulates that
18	Q You have eluded to various aspects of what	18	species multiply either by splitting into daughter
19	we call Darwin's Theory of Evolution, and according to	19	species or by budding, that is, by the establishment
20	Meyer's report, he cites that Ernst Mayr	20	of geographically isolated founder populations that
21	MR. WILCOX: I'm sorry. You're	21	evolve into new species; is that -
22	referring to whose report?	22	A I agree with that with the proviso that
\vdash	146	 	148
1	BY MR. THOMPSON:	1	there may be other mechanisms involved in
2	Q Behe's report, expert report. But he cites	2	diversification that he's not mentioned here.
3	Ernst Mayr —	3	Q Okay. And the fourth claim - separate
4	A R's Mayr.	4	claim under Darwin's theory is gradualism. According
5	Q M-A-Y-R Mayr?	5	to this theory, evolutionary change takes place
6	A Ernst Mayr.	6	through the gradual change of populations and not by
7	Q Okay. He claims - who was an evolutionist	7	the sudden — 1 can't — salta —
8	who claimed that what is commonly called Darwin's	8	A Saltation.
9	theory actually contains at least five distinct	9	 Q saltational production of new individuals
10	claims. Are you familiar with his	10	that represent a new type.
11	A I've read that, but I can't - I can't list	11	Do you agree with that claim?
12	the five elements at this moment.	12	A Yes, in general. Gradualism simply means
13	Q Okay, Let me read them for you and see if	13	change over time, and saltationism refers to almost
14	you agree or disagree with them.	14	magical or miraculous transformations that don't
15	A Okay.	15	require long periods of time. There's an old saying
16	Q The five separate claims as one,	16	that nature does not like leaps, natura non fecit
17	Evolution as such: This is a theory that the world is	17	saltum.
18	not constant nor recently created nor perpetually	18	Q Your Catholic upbringing is coming out.
19	cycling but rather is steadily changing and the	19	A My Italian pronunciation of Latin, natura no
20	organisms are transformed in time.	20	fecit saltum.
21	A Yes, I agree with that.	21	Q And the fifth claim is the claim of natural
1	مادات بدام	Laa	

22

You agree with that?

22 selection. According to this theory evolutionary

38 (Pages 149 to 152)

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ŀ	. 149		. 151
1	•	1	this case to keep in mind — and this is something
- 2	, , ,	2	that they all agree with - is that, scientifically
3	few individuals who survive, owing to a particularly	3	speaking, natural selection and any other Darwinian
- [4	well-adapted combination of inheritable characters,	4	factors involved in life are not adequate to explain
1	5 give rise to the next generation.	5	the design in living things, and I think that's really
- 4	6 A Yes.	-6	the important point to focus on.
- 1	7 Q Do you agree	7	. And my point has been that, scientifically
1	A Yes.	8	speaking, natural selection Darwinlan explanations are
_ •	Q that is a claim	9	quite enough, but that theologically speaking there's
10	0 A Yes.	10	room to look at deeper levels of explanation than any
- 3	I Q — under Darwin's	11	science is able to explore.
1:	2 A Yes.	12	Q What is the distinction between Darwinism
1	3 Q Theory of Evolution?	13	and neo-Darwinism?
1-	4 A Yes.	14	A As I understand it, Darwinism is a view that
1:	5 Q And do you also understand that advocates of	15	natural selection of undirected variations is the
1	6 intelligent design, like Michael Behe, only focus	16	mechanism of - is the explanation of living
11	7 their attention on the fifth claim, and that is the	17	phenomena, but there are differences in the Darwinian
1	8 claim of natural selection.	18	camp 28 to how deeply explanatory natural selection
11	9 A That's not accurate. There are intelligent	19	is.
20	0 design advocates such as Jonathan Wells who deny	20	For example, Stephen J. Gould argues that
2	,	21	there are random or contingent events that occur in
2	Q Correct. That's why I mention Michael Behe.	22	natural history such as the meteorite impact that
\vdash			
	150 Are you familiar with the idea that Michael Behe does	1	wiped out the dinosaurs 65 million years ago opening
	2 not have any problem with common descent	2	up niches for mammalian development that are also
- 1	3 A Right.	3	necessary to talk about when we iry to explain the
- 1	4 Q – but he	4	diversity of life that we have today so that natural
- 1	A Or so he says.	5	selection even for Gould is not enough. And he refers
_ I _	6 Q Right. And he says his theory of	6	to people like Richard Dawkins as hyper-Darwinists
	intelligent design only is critical of the natural	7	because they want to explain all characteristics of
١,	Contaction comest of Domesials theory. In that a	8	living beings in terms of their adaptive function that
	o correct statement?	9	they performed at one time or another.
10	•	10	So your your I haven't finished
1		11	answering your — your question —
12		12	O Go ahead.
12	Ç,,,	13	A — again was?
1.		14	O How can we the distinction between
1:	T.	15	Darwinism
10	• •	16	A Oh, and
12	, and the second	17	O – neo
11		18	A neo-Darwinism,
19	*	19	Q Darwinism. Yeah.
20		20	A Okay. The distinction is that neo-Darwinism
2		21	is a term used to refer to what's called the modern
1			

A Well, the - the thing that's important for

22 synthesis; the Darwinian recipe for evolution and our

22

39 (Pages 153 to 156)

155 153 A Any science can change people's concept of modern understanding of the gene as the unit of inheritance. It's called neo-Darwinism because Darwin God. Copernicus changed our concept of God. Q What about you personally? himself knew nothing about genes as the unit of inheritance. That was the idea that Gregor Mendel and 4 A Yes, I'm — I'm not a flat earther. Copernicus has changed my understanding of God. But then subsequently the history of the science and personally my immersion in evolutionary theory has had genetics brought to the surface. 7 the effect of allowing me to think of God in what I And as a result of that, Darwinism, which sort of went into a kind of eclipse at the beginning would say is a much more biblical way than I did before I encountered Darwinism or before I studied it of the 20th century, came back stronger than ever 10 in depth. 10 because we found the mechanism of change, the gene and 11 Q There are some creationists, in quotes, that 11 the mutations of genes as the raw material, if you 12 will say that there can be no compatibility with 12 will, for evolutionary diversity. 13 Q When you say Darwinism went into an eclipse, 13 Darwin's theory in any concept of God. Did you 14 understand that? 14 what do you mean by that? A There -- because it didn't have a good 15 A Yes. 16 And there are some Darwinists who say the 16 explanation of heredity at the beginning of the 20th same thing, that there can't be any compatibility 17 century, scientists were looking for other ways of 17 18 18 explaining diversification of life across time. Some between Darwin's Theory of Evolution and God? 19 A But they're saying that not as Darwinian were experimenting with Lamarckianism, and vitalism, 20 too, was something that crept into some scientific 20 scientists; they're saying this as Darwinian 21 materialists or Darwinian naturalists, that is, ideas. Vitalism is the view that some special 22 extranatural or supernatural force has to enter into philosophically. They jump from science to 154 156 philosophy. the universe to elevate inanimate matter to the level Q But it's the logical conclusion of their 2 of living stuff. 3 scientific beliefs? 3 So that was kind of, I think, an A It's not, no. It's not at all because I 4 illegitimate appeal to philosophy and science itself. Q Which brings back the question, science has have the same scientific beliefs as they do - or 1 shouldn't say beliefs - the same scientific never figured out how life came out of nonlife; is 7 that correct? understanding of the natural process as they do. It's just that my layered understanding of explanation, A The details of how that occurred have yet to which they don't have, allows me to affirm the science be worked out. In fact, there's much more -- we know more about the origin of the universe than we do about fully and at the same time allows me to believe in 11 every Jtem of the Nicene Creed the way other 11 the specifics of the origin of life, but my point is 12 that we should leave plenty of room for purely 12 13

13 naturalistic explanations of that event as well, because in my view of layered explanation, if we find 15 that life can be explained chemically or 16 thermodynamically or astrophysically, that does not 17 compete with, that does not interfere with a 18 theological affirmation that life came about because 19 of the creativity of God. 20

Q I think at one point you indicated that 21 Darwin or Darwin's Theory of Evolution changed

22 people's concept of Ged.

Q But in some logical process, even though you say it's no longer science but theology or metaphysics 15 or religion, they come to the conclusion that Darwin's

Theory of Evolution or neo-Darwinism excludes God? 16

17 A They do, but that - you have to explore 18 what they mean by God, and what they mean by God is at least this idea of some sort of designing engineer,

which I don't think is the biblical understanding of 20

21 God.

22

And, so, it's because they can't reconcile

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40 (Pages 157 to 160)

				40 (Pages 157 to 160
		157		. 159
	1	Darwinism or evolutionary blology with a specific	1	Q - is that correct?
	2	notion of God as intelligent engineering and they	2	A In the case of those two, that's true.
	3	use terms like engineering and design — that they	3	Q Yeah, Okay. And that gets back to how
	4	reject the evolutionary view of things, just as there	4	difficult it is trying to focus on what is intelligent
	5	are some - in fact, many evolutionists who reject the	5	design and the big tent that it has and also the big
	6	idea of God because they have exactly the same concept	6	tent that Darwin's Theory of Evolution has.
	7	of God as their intelligent design and creationist	7	MR. WILCOX: To the extent that that
	8	opponents do. In fact, many, many evolutionary	8	might be construed as a question, I object to it.
	9	biologists are still creationists at heart in their	9	MR. THOMPSON: We're just having a
	10	understanding of ultimate reality.	10	pleasant conversation here.
	11	Q But have you heard the accusation against —	11	BY MR. THOMPSON
	12	I think it's Ken Miller, the biology textbook writer,	12	Q I'm going to return to your expert opinion
	13	that he is a creationist at heart?	13	report. In your expert opinion report, Exhibit 2, you
	14	A Creationist can mean a lot of things.	14	define religion. Do you see that?
	15	Anybody who believes in a creator god could be called	15	A Yes.
	16	in a broad sense a creationist, and sometimes that	16	Q Actually you have a few definitions of
	17	label is thrown at people in such a fashion, but	17	religion there, and I'm not sure -
	18	creationist in the sense that it is used in this	18	A Three.
	19	controversy over Darwin means something quite	19	Q Three definitions of religion. Which
	20	different.	20	definition of religion do you base your opinion on?
	21	Creationists in this sense do share the	21	A Well, the third definition of religion
	22	belief of all theists that there is a divine creator,	22	includes the first two, but the first two do not
	<u> </u>		L	
	-	158		. 160
	1	but then after that they go on to take the story of	í	necessarily include the third. That's why I make
	1 2	but then after that they go on to take the story of creation in the Bible as literally true, and Ken	í.	. 160
	Ι.	but then after that they go on to take the story of creation in the Bible as literally true, and Ken Miller would never do anything like that,	Í	necessarily include the third. That's why I make these distinctions. So that the first, Surrender one's mind and heart to whatever is considered to be
	2	but then after that they go on to take the story of creation in the Bible as literally true, and Ken Miller would never do anything like that. Q Right. Is there a difference between	1 2	necessarily include the third. That's why I make these distinctions. So that the first, Surrender one's mind and heart to whatever is considered to be of ultimate importance, yes, I accept that, but I
	3	but then after that they go on to take the story of creation in the Bible as literally true, and Ken Miller would never do anything like that. Q Right. Is there a difference between Darwin's Theory of Evolution and evolution?	1 2 3	necessarily include the third. That's why I make these distinctions. So that the first, Surrender one's mind and heart to whatever is considered to be of ultimate importance, yes, I accept that, but I would specify it by numbers two and three, that
	2 3 4	but then after that they go on to take the story of creation in the Bible as literally true, and Ken Miller would never do anything like that. Q Right. Is there a difference between Darwin's Theory of Evolution and evolution? A Sure.	1 2 3 4	necessarily include the third. That's why I make these distinctions. So that the first, Surrender one's mind and heart to whatever is considered to be of ultimate importance, yes, I accept that, but I would specify it by numbers two and three, that ultimate reality is also a great mystery which enfolds
	2 3 4 5	but then after that they go on to take the story of creation in the Bible as literally true, and Ken Miller would never do anything like that. Q Right. Is there a difference between Darwin's Theory of Evolution and evolution? A Sure. Q What is the difference?	1 2 3 4 5	necessarily include the third. That's why I make these distinctions. So that the first, Surrender one's mind and heart to whatever is considered to be of ultimate importance, yes, I accept that, but I would specify it by numbers two and three, that ultimate reality is also a great mystery which enfolds us and grasps hold of us more than we grasp hold of
	2 3 4 5 6	but then after that they go on to take the story of creation in the Bible as literally true, and Ken Miller would never do anything like that. Q Right. Is there a difference between Darwin's Theory of Evolution and evolution? A Sure. Q What is the difference? A That Darwin's Theory of Evolution is a way	1 2 3 4 5 6	necessarily include the third. That's why I make these distinctions. So that the first, Surrender one's mind and heart to whatever is considered to be of ultimate importance, yes, I accept that, but I would specify it by numbers two and three, that ultimate reality is also a great mystery which enfolds us and grasps hold of us more than we grasp hold of it. And, thirdly, I would attribute to that mystery
	2 3 4 5 6	but then after that they go on to take the story of creation in the Bible as literally true, and Ken Miller would never do anything like that. Q Right. Is there a difference between Darwin's Theory of Evolution and evolution? A Sure. Q What is the difference? A That Darwin's Theory of Evolution is a way of organizing the information that leads us to	1 2 3 4 5 6	necessarily include the third. That's why I make these distinctions. So that the first, Surrender one's mind and heart to whatever is considered to be of ultimate importance, yes, I accept that, but I would specify it by numbers two and three, that ultimate reality is also a great mystery which enfolds us and grasps hold of us more than we grasp hold of it. And, thirdly, I would attribute to that mystery the characteristics that are represented by the
	2 3 4 5 6 7 8	but then after that they go on to take the story of creation in the Bible as literally true, and Ken Miller would never do anything like that. Q Right. Is there a difference between Darwin's Theory of Evolution and evolution? A Sure. Q What is the difference? A That Darwin's Theory of Evolution is a way	1 2 3 4 5 6 7 8	necessarily include the third. That's why I make these distinctions. So that the first, Surrender one's mind and heart to whatever is considered to be of ultimate importance, yes, I accept that, but I would specify it by numbers two and three, that ultimate reality is also a great mystery which enfolds us and grasps hold of us more than we grasp hold of it. And, thirdly, I would attribute to that mystery the characteristics that are represented by the biblical tradition as God who makes promises and who
	2 3 4 5 6 7 8 9 10	but then after that they go on to take the story of creation in the Bible as literally true, and Ken Miller would never do anything like that. Q Right. Is there a difference between Darwin's Theory of Evolution and evolution? A Sure. Q What is the difference? A That Darwin's Theory of Evolution is a way of organizing the information that leads us to recognize that there is change — cumulative change over time.	1 2 3 4 5 6 7 8	necessarily include the third. That's why I make these distinctions. So that the first, Surrender one's mind and heart to whatever is considered to be of ultimate importance, yes, I accept that, but I would specify it by numbers two and three, that ultimate reality is also a great mystery which enfolds us and grasps hold of us more than we grasp hold of it. And, thirdly, I would attribute to that mystery the characteristics that are represented by the
	2 3 4 5 6 7 8 9 10 11 12	but then after that they go on to take the story of creation in the Bible as literally true, and Ken Miller would never do anything like that, Q Right. Is there a difference between Darwin's Theory of Evolution and evolution? A Sure. Q What is the difference? A That Darwin's Theory of Evolution is a way of organizing the information that leads us to recognize that there is change — comulative change over time. Q Would you agree that even most intelligent	1 2 3 4 5 6 7 8 9	necessarily include the third. That's why I make these distinctions. So that the first, Surrender one's mind and heart to whatever is considered to be of ultimate importance, yes, I accept that, but I would specify it by numbers two and three, that ultimate reality is also a great mystery which enfolds us and grasps hold of us more than we grasp hold of it. And, thirdly, I would attribute to that mystery the characteristics that are represented by the biblical tradition as God who makes promises and who is personal and intelligent. That's where the word intelligent comes in. Intelligence is a
	2 3 4 5 6 7 8 9 10	but then after that they go on to take the story of creation in the Bible as literally true, and Ken Miller would never do anything like that. Q Right. Is there a difference between Darwin's Theory of Evolution and evolution? A Sure. Q What is the difference? A That Darwin's Theory of Evolution is a way of organizing the information that leads us to recognize that there is change — cumulative change over time. Q Would you agree that even most intelligent design theorists would agree with evolution if we're	1 2 3 4 5 6 7 8 9 10	necessarily include the third. That's why I make these distinctions. So that the first, Surrender one's mind and heart to whatever is considered to be of ultimate importance, yes, I accept that, but I would specify it by numbers two and three, that ultimate reality is also a great mystery which enfolds us and grasps hold of us more than we grasp hold of it. And, thirdly, I would attribute to that mystery the characteristics that are represented by the biblical tradition as God who makes promises and who is personal and intelligent. That's where the word
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41 (Pages 161 to 164)

161 163 1 Q -- definitions? organizes these things; isn't that true? 2 A All three definitions. It's religious in 2 A No. Intelligent design - the word -3 all three senses of the term. intelligence itself is a concept that requires 4 Q And your three definitions of religion is explanation. So to appeal to something as an 5 the basis for you to conclude that intelligent design explanation without giving an explanation of it itself is religious; is that correct? 6 scientifically is circuitous. It begs the question 7 7 A It's - it's a - an abstract sketch of my from a scientific point of view. 8 reasons for concluding that intelligent design is 8 Q See, the reason I raise that is because I 9 religious, yes. think you talk about genes having this -- almost 10 Q I'm not sure I understand. What does mind-like characteristics of surviving. 11 "abstract sketch" mean? 11 A Yes. 12 A Well, by that I mean it's a quick and dirty 12 Q Of making sure ~ summary of much - what I can - what I would hope 13 A I don't talk about genes that way. would be a much deeper understanding of religion than 14 14 Darwinians talk about genes in that way, and I take 15 I'm able to present in one paragraph. the Darwinians to task for projecting subjectivity 16 Q Well, does intelligent design in any way. into what should function as purely objective, 16 17 discuss the characteristics of God? subjectless entities as far as science is concerned. 17 18 A The intelligent design -So they themselves are violating principle of science 19 Q Theory. 19 when they do that. 20 - as used by Behe and Dembski? 20 Q Keeping in mind that their — you know, 21 O Yeah. 21 their great dislike for the theory of intelligent 22 A It refrains from talking about specific design, yet they are postulating some matter that 162 164 characteristics of God other than the notion of an 1 basically has a mind of its own. 2 ultimate intelligence that underlies the process of A Not only that, they are projecting 2 3 life, purposiveness into the natural world when science 4 Q You know, it's interesting. They talk about itself, methodologically, tells us to leave out 5 intelligent cause or intelligent agency in many of 5 purposiveness. 6 their descriptions. Q What does that mean, purposiveness? 7 A Ub-bub. 7 A Having a goal in mind; teleology it's 8 Q Have you read that? called. Matt Ridley, for example, says, yes, we're 9 A Yeah. using teleological language. My view is that they are 10 Q Could it be that this intelligent cause or 10 just as much in violation of scientific method as are 11 intelligent agency is nothing but some matter that we 11 the intelligent design people. 12 haven't yet discovered? 12 Now, the Darwinians specify that they're 13 A It could not be for them because they have 13 talking only figuratively and allegorically or 14 rejected materialism which is what you've just 14 metaphorically but that they don't literally mean that 15 defined. Materialism is the view that matter is all there's intelligence involved here. But they often. 16 there is; that matter is the mother of all things. nonetheless, give the impression that there is 17 The word matter - noatter comes from mater, which 17 something intelligent at work. But that's something means mother. They reject materialism, so they would 18 they, themselves, are often embarrassed at, and themselves reject that idea. 19 they - the purists among them would not speak in

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Darwinlans.

language like that, so I'm just talking about some

Q But the point is they're describing a

20

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Q But in looking at the same kind of growth of

Darwin's theory to present day, they may not have

22 discovered that particular intelligent matter that

42 (Pages 165 to 168)

165 167 particular action in terms of intelligence. But that's not the important thing in 2 A Yes, they're using the - our own experience 2 science. Science as a language always has terms that 3 of intelligent purposiveness as a kind of verbal and 3 come from human experience. The important thing for metaphorical framework or idea, rather, to try to get 4 science is to be able to quantify and measure 5 across a particular point. And the particular point processes as much as possible. The imprecise language 6 is this: The particular point is that the unit of 6 that Dawkins and others use is a way of - it's a 7 selection in evolution is not the organism or the 7 pedagogical device used to get us to think about 8 group but it's pools of genes. 8 nature in a particular way. 9 When Dawkins, for example, in the selfish 9 But if you press them on this -- here's 10 gene and Matt Ridley and others talking about genes 10 the difference. If you press them on the issue of do 11 striving to get into the next generation, if they were 11 you really mean -- do you really believe that there 12 here, they would say we don't literally mean that; are subjects there that are striving actually to get 12 13 that there's anything intelligent going on here. It's 13 into a natural world, they would back off. If you 14 a purely blind process, and it's just a figurative and 14 press the intelligent design people, do you really 15 imprecise way of speaking. But I take them to task 15 believe there's something intelligent going on here, 16 for their imprecision just as I take - I try to be 16 that there's some sort of intelligent design going on 17 consistent here - I take to task the intelligent 17 here, they would not back off. 18 design people for injecting something subjective 18 BY MR. THOMPSON: 19 into ---19 Q And that might be true, but – but what 20 Q Because there's a commonality there, isn't you're - what you're seeing as far as intelligent -21 there, between intelligent design theorists and those molecular structures that look intelligently designed 22 kind of is some machine-like quality, are you not? 166 168 There's a -A Yes, and even the Darwinians will admit that 2 -- Darwinjan -there's a machine-like characteristic. 3 There's a loose kind of --3 Q Right. And, so, the intelligent designers 4 Q -- people -are using terms that we would normally associate with 5 - acknowledge putting a machine together; correct? 6 (The Reporter asks for clarification.) 6 A Yes, but -7 BY MR. THOMPSON: Q In fact -- in fact, Francis Crick Q There's a commonality between the thinking continually said, quote, Biologists must constantly 9 of the intelligent design theorist and the Darwinist keep in mind that what they see was not designed but 10 who use those kinds of words like "striving" when 10 rather evolved, end quote. Why was he saying that? 11 they're describing genes in that they're using human 11 MR. WILCOX: Objection. You said he terms that we can understand to describe something 12 12 continuously was saying that. I'm not sure what you 13 that's going on. 13 mean by that. 14 MR. WILCOX: Objection. 14 BY MR. THOMPSON: 15 THE WITNESS: Science cannot avoid 15 Q We know he said it once. 16 using terms - even the term energy, mass, motion, 16 A Well, what he's doing is what every good 17 force -- force, for example, gravity, these are all 17 scientist would do at that point, and that's to allow 18 terms that come from human experience; gravitas is the as much as possible for naturalistic explanations and 19 Latin for experience of heaviness. That human 19 not resort to miraculous interventions when there's 20 experience was used by physics to refer to a specific 20 still plenty of room for natural explanation. 21 characteristic of nature and the tendency of bodies to 21 Q Michael Behe would claim that he kept on

22 saying that because they had to remind biologists that

22

attract one another.

43 (Pages 169 to 172)

,				43 (Pages 169 to 172)
		169		. 171
	1	what looked designed was not, in fact, designed; is	1	And the natural explanation seems to many of
١	2	that correct?	2	them to be quite obvious; that the informational
١	3	A That was not designed purposively by an	3	sequence of letters and the code, the A, T, C and G,
١	4	intelligent agent.	4	the components that make up the nucleotides, that that
١	5	Q Yes. In fact, have you heard this or seen	. 5	specific sequence is itself the result of a filtering
١	6	this statement by Bill Gates that talks about the DNA	6	process that took place naturally over the course of
١	7	molecule being more sophisticated than any kind of	7	many, many millions of years in which unviable
١	8	program that his people have ever been able to design?	8	sequences informational sequences were not selected
١	9	A Yes, by which he means high information	9	for survival and reproduction. And my own view is
١	10	content in a DNA molecule.	10	that let's take let's allow as a theologian,
١	11	Q Right. And isn't that one of the basis for	11	let's allow naturalistic explanations to be carried as
١	12	Bill Dembski's whole structure of the inference of	12	far as they possibly can and bring in theology at some
١	13	design, the high information content? He goes through	13	completely different level of explanation,
١	14	a a screening process which I don't understand.	14	Q But don't you believe that Dembski's
١	15	You probably do better than I do.	15	mathematical test of probabilities where he takes for
ł	16	A Yeah, It's the fifter as he calls It	16	granted the earth being 4 billion years old and
١	17	Q Right.	17	through some mathematical formula comes to the
١	18	A — the — the filter of inference; if	18	conclusion that the probabilities are so astronomical
l	19	something can't be explained by chance, then it has to	19	that these various molecular machines would have been
ļ	20	be by law.	20	formed by chance that it's virtually impossible? Now,
Į	21	Q Right. And he places that in his book	21	that's a scientific would you consider that a
	22	called Design by Inference. I don't know if you've	22	scientific concern?
•			┢	
ļ	i	read that. Have you read that book?	ļ.,	172
ı	2	A Not - I'm not sure whether I've read that	1 2	A No, that's a philosophical conclusion. All science can do is detail the material and efficient
١	3	one. I've read parts of Mere Creation and other	3	causes that produce a particular outcome to make the
١	4	things that he's written, but I have read essays —	4	leap to — to say, for example, that this
ı	5	for example, he has an essay in a book that I have an	5	improbability requires some explanation that
ı	6	essay in called Debating Design, and I believe he	6	scientists don't ordinarily deal with could be quite
ŀ	7	talks about the explanatory filter there, but he talks	7	legitimate as a claim, but not as a scientific claim.
	8	about it in a number of places as well.	8	Q But if – he doesn't have to make a
	9	Q And this explanatory filter is something	9	theological claim when he concludes that it is
	10	that he's replicated that other mathematicians can	10	improbable that a particular molecular structure
	11	check —	11	occurred by natural selection. That's a scientific
ľ	12	A Right.	12	claim, is it not?
•	13	Q — is that correct?	13	A I wouldn't classify that particular
ı	14	A Yes. And the point of it is to emphasize	14	inference as a scientific one.
	15	the informational character of life, but even the most	15	Q ls it a theo
1	16	hard-core Darwinians agree there is an informational	16	A It's
	17	aspect to life. The question is how to go back	17	Q Excuse me. Go ahead.
	18	explaining it, and my impression is that biology	18	A It's metaphysical or implicitly
	19	most biologists – in fact, almost all of them would	19	metaphysical. It's a view of reality. It's a world
-	20	say, let's see if we can't get a purely natural	20	view that's implied in that statement, and that world
	21		21	view is one that says ultimately we need an
		1		

22 intelligent explanation for phenomena.

22 of intelligent design.

44 (Pages 173 to 176)

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	173	1 -	17	5
]]	Now, there's a sense in which my own world	1	A Yeah, he was trying to trace	
2	view theological world view would say that	2	Q individual	
3	ultimately we do need an explanation for certain	3	 A — possible cause and effect relationships 	
4	constraints within which natural processes work, but I		back to a wider context than origin of life studies	
5	don't want anyone to misconstrue my statement that	5	that he usually deals with,	
6	there is as a scientific statement. I want that to be	6	Q The other – so that the intelligent	
7	understood to be a theological and/or philosophical	7	designer could be God, a concept of God, or it could	
8	inference rather than a scientific one that goes	8	be some other extraterrestrial being?	
9	outside the bound of scientific method.	9	A Well, it wouldn't be a concept of God. A	
10	Q We were talking about intelligent design	10	concept of God is not an agent. It could be an	
11	being religious and falling within your three	111	intelligent design suggests — the term itself	
12	definitions of religion in your expert report.	12	suggests what God has always meant in western	
13	A Yes.	13	philosophy and theology. That's why I say it's	1
14	Q I think we discussed the fact that	14	irremediably religious and theological.	
15	intelligent design theorists do not necessarily	15	Q That was — one definition was the western	
16	escribe to any particular characteristic of the	[16]	concept of God, but your other definitions were a	
17	intelligent designer; is that correct?	17	little more vague than that,	
18	A Of God you mean?	18	A Yes, there can be even belief that matter	ŧ
19	Q Well -	19	is all there is — fits my first definition of	١
20	A That's what you said earlier.	20	religion, and that's why, as I've been saying all day,	١
21	Q It may be God. Okay. Let's change it to	21	I'm opposed to any science or - scientist or science	ļ
22	the intelligent designer.	22	teacher making statements to the effect that matter is	ij
		 —		┨
 1	A The word itself the term itself	1	all there is or even saying that Darwinlan	١
2	inevitably logically entails certain characteristics;	2	explanations are the ultimate explanation of design.	ı
3	intelligence and the capacity to design purposively.	3	I object to that because those two are statements that	ſ
4	So, yes, it does entail specific characteristics that	4	refer implicitly to some ultimate level of reality.	ı
5	we normally have associated with the deity.	5	Science doesn't deal with ultimate realities. It	ı
6	Q Well, didn't Crick talk about some	6		1
7	extraterrestrial salting the earth?	7	deals with proximate causes. Q Going further along this line of thought	Ī
8	A But they're purely natural. The panspermia	8	about what is religion and referring it to intelligent	ı
9	theory is not in any way a theological theory. It's	9	design, you would agree with me, will you not, that	ı
10	an attempt to explain approximately how life could	10	intelligent design does not have moral code; is that	ŀ
11		11	correct?	ł
12	have taken place on earth and still leaves open the	12		ı
13	question, well, how did the first living cells that seeded the earth become part of the natural world.	ı	A Not directly, but indirectly, yes.	ı
l	<u>-</u>	13	Indirectly it's telling us that, in effect, the good	١
14	And a good scientist would try as hard as possible to	14	life would consist of conformity to intelligent	
15	explain such an event if it is conceivable in themical	15	design; that we would make our lives ordinary and	
16	terms or thermodynamical terms or astrophysical terms,	16	purposive, so implicitly any statement about ultimate	1
17	but not in theological terms.	17	reality there are implicit there's an implicit	ŀ
18	Q Yeah, but Crick wasn't developing it in	18	basis for ethics or kind of ethics.	۱
19	theological terms.	19	Q But not one of the intelligent design	۱
20	A No. Right.	20	theorists has actually come out with a written moral	l

21

22

code saying this is what we believe; is that correct?

A As far as I know, they have not explicitly

Q You were just saying that some

22 extraplanetary --

45 (Pages 177 to 180)

177 179 thought and our lives. Some Darwinians have done that drawn out the implications of their appeal to by making Darwinian explanations the ultimate context intelligent design, and I'm not saying that they have. All I'm saying is that there are implicitly ethical of their lives, and, so, yes, there are ethical implications that flow from that. But I think that implications in any world view. 5 Q Well, that's the same - that holds true that that's - again, it's a confusion of religion with science. 6 also for the theory of evolution; isn't that correct? 7 7 Q Is there a sacred scripture that intelligent A No, because I don't consider the theory of 8 evolution a statement about the ultimate character of design theorists refer to? 9 reality. The theory of evolution is a scientific A Not directly as far as I know; at least I 10 10 hope they don't. theory, and science abstracts from leaves out, 11 considerations of ultimate explanations and of П Q Do they have a particular liturgy? 12 12 A Do they have a particular liturgy? I've purpose. 13 If you find an evolutionary biologist saying 13 been at some of their meetings where things go on that 14 don't go on anywhere else where there's an appeal to that evolution is the ultimate context for our 15 15 self-understanding and our existence, yes, there are certain authority figures that - that they consider 16 ethical implications there, radical ethical to be almost saints in their collection of heroic 17 17 implications. But that is not science; that's figures. 18 philosophy; that's a religion almost. Q Who would they be? 19 19 Q Well, if you accept it as some Darwinists. A I would -- I would think Michael Polanyi for believe that we are here as a result of natural Dembski, for example, has been appealed to; although, selection, okay, and that entails the survival of the as someone who's imitated Polanyi, I think Polanyi 22 fittest, isn't there the same kind of implicit moral. would turn over in his grave that - being appealed to 178 180 code being advanced by that concept? as an authority in this area. But implicitly -2 A Not at all. In fact, Stephen J. Gookl implicitly they're appealing to a whole tradition of 3 himself says that Darwin has liberated us from ever natural theology as the framework of their whole movement, and that would include people like William having to search for our basis for morality in the 5 natural world. I don't happen to agree with that, but Paley and Thomas Againas. Aristotle, Thomas Againas, 6 to answer your question, it's not at all inevitable. these are names that come up often in their discourse. 7 It's correct, I think, to say that we are 7 But they wouldn't hold the same status. 8 the outcome of natural selection just as it's correct would they, as, say, a priest in the Catholic church? 9 to say that the water is boiling because of molecular A Ob, I think so, yes. More so. I don't know 10 motion of H2O. You could add to that to explain our 10 of too many Catholic intelligent design experts. Behe 11 11 is the only one I really know of. existence other deep things are going on in reality 12 that science cannot even touch upon and science should 12 Q What about -- 13 leave out. So when Darwinians make Darwinism into 13 MR. WILCOX: Any question that begins "what about" I'm probably going to object to.

14 their ultimate world view — and, in fact, many of 15 them do -- there are ethical implications which deserve our - our deepest suspicion.

17 O You use the word ethical. What about 18 religious implications?

16

19 A Well, religion in the first sense of the 20 term is what they're giving us. They are - it's

21 characteristic of the human person, of human life, to look for some ultimate context in which to situate our 19 text that is similar to the Bible? 20 A Possibly, but I couldn't specify it. Maybe 21 if I had more time to think about it there might be

Q Do the intelligent design theorists have a

MR. THOMPSON: Okay. It's just a

one that keeps coming up.

BY MR. THOMPSON:

conversation.

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46 (Pages 181 to 184)

	· · · · · · · · · · · · · · · · · · ·		40 (1 2gcs 101 to 10 1)
	181		183
1	Q Do they have holidays — do intelligent	1	A (Witness reviews document.) Okay.
2	design theorists have holidays?	2	Q Okay. Keeping in mind that this statement
3	A No.	3	is read to ninth grade biology students just before
4	Q If you	4	they begin their section in the biology textbook on
5	A Incidentally, I don't characterize - I	5	evolution, I'm going to ask you sentence by sentence
6	never have characterized the intelligent design	6	whether you believe that those statements are true or
7	movement as a religion. All I've said is that the	7	false or objectionable in any way. The first
8	appeal to the notion of intelligent design is	8	statement is, The Pennsylvania academic standards
9	nonscientific and religious in nature.	9	require students to learn about Darwin's Theory of
10	Q If you had such concerns about the validity	10	Evolution and eventually to take a standardized test
11	of the theories that Behe expounds in Darwin's Black	11	of which evolution is a part.
12	Box, why would you make your students familiar with	12	Do you have any problem with that statement?
13	it?	13	A No.
14	A It's part of the task of an educator to	14	Q Okay. The next paragraph, Because Darwin's
15	expose students to the fullest range of positions on	15	theory is a theory, it continues to be tested as new
16	issues as possible. In my teaching I never directly	16	evidence is discovered.
17	come out in defense of any position. I leave that to	17	Do you have any problems with that
18	the students to decide which is the most appropriate	18	statement?
19	position. I do include my own as one, but only one of	19	A Yes. The implication is that it's Just a
20	many possible positions the students could have. And	20	theory, and that's not stated explicitly, but that, in
21	when I grade their exams, I grade them not on the	21	light of the whole testimony of the whole document, is
22	position that they hold but on how fair they are in	22	objectionable because we should never say just a
-		⊢	184
1	their exposition of the full spectrum.	1	theory. We should understand a theory as an honest
2	Q Now, I had asked you earlier if you had read	2	attempt to organize information.
3	the total policy of the Dover School District as it is	3	Q Well, there is no word "just" in that
4	stated in the biology curriculum press release, and	4	sentence.
5	you indicated you had not.	5	A I understand that, but
6	A I don't think that I have.	6	Q You've added "just."
, 7	Q Okay.	7	A 1 think that's implied there in the context
	A I might have, but I don't know that I have.	8	of the whole discussion.
وا	Q Okay. And then I think you were reading it	9	Q Well, I'm talking about just this paragraph
10	during one of the breaks. That's Exhibit Number 3.	10	now. The students are not going to be conversant with
11	A I read part of it during a break.	lu.	our discussion.
12		12	A All right. If it's meant literally, yes, l
13		13	can accept that.
14		14	Q Okay. Then the next sentence says, The
15		15	theory is not a fact.
16	4 .4 TI	16	Do you have any problem with that statement?
17		17	A I do because, once again, the statement
18	•	18	itself shows a kind of misunderstanding of what the
19		19	nature of theory is and what a fact is.
20		20	Q Let me go further and see if that clarifies
21		21	that issue. "Gaps in the theory exist for which there
22		22	is no evidence." Is that an appropriate statement?
122	are more bugger	1 ~	[

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47 (Pages 185 to 188)

A That's an entirely inappropriate statement. It's fuzzy. It's logically problematic. Gap is not defined. Gap as the statement goes on turns out to be not a gap in science but a gap between two levels of understanding.

Q So you do not believe there are any gaps in the theory for which there is no evidence?

A That's what we've been saying all morning. I don't like to use the term gap. There's a whole -there's a whole lot more that we need to know about nature then what we actually know.

Q A theory - the next sentence, A theory is defined as a well-tested explanation that unifies a broad range of observations.

Do you have any problem with that?

A I can go along with that. 16

Q Okay. Well, does that sentence itself, 17

then, remove the concerns that you have over the use 18

of the word "theory" in the first two sentences? 19

A Not entirely because of this, what follows, 20 and we have to put these sentences in context. We 21

can't just take them as atoms isolated from their

life that differs from Darwin's view. 1

Is that acceptable?

A Yeah, it differs in the same way that - to use my example explaining the pot boiling as the consequence of my wanting tea differs from explaining it in terms of molecular motion.

Now, what the statement is implying is that we should collapse those explanatory levels down to one playing field, as it were, so that intelligent design can be presented as an alternative to scientific theory. It's an alternative level of explanation. It's not an alternative - a legitimate alternative to scientific theory.

Q The next - the next sentence is, The reference book, Of Pandas and People, is available for 15 students who might be interested in gaining an understanding of what intelligent design actually involves.

Do you have any problems with that sentence?

20 A If it were not given in the context of a 21 scientific classroom, I would say that it is important for the education of all of us, including students, to

environment.

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The statement goes on to present intelligent design as a theory on the same intellectual or logical plain as an alternative to Darwinian theory. And what I've been saying all day is that they're not on the same playing field; they're not playing the same game by the same rules.

Intelligent design is a concept that belongs at the level of metaphysics, religion or philosophy, but not at the level of science. And the implication 10 of the whole paragraph is students should be exposed 11 to alternatives to Darwinian theory. Alternatives -12 what kind of alternatives? Do they mean alternatives 13 in the area of religion and philosophy or general 14 world view? Are they implying the students should be 15 exposed to a world view other than that that's 16 maintained by materialist Darwinians? See, it's very, 17 very vague and very tendentious. If they understand the intelligent design as an alternative to Darwinian 19 science, then I deeply object to that. 20

O The next statement on the second page, 21

Intelligent design is an explanation of the origin of

186 explore the different levels of understanding that are

available to the human mind. I do object to the

implication that it should be presented to the

students as an alternative to evolutionary blology.

 And then it goes on in the next paragraph, With respect to any theory, students are encouraged to

keep an open mind.

8 Do you have any problems with that 9 statement?

10 A No.

Q Next sentence, The school leaves the 11 discussion of origins of life to individual students 12

13 and their families.

Do you have any objection to that?

A Yes, most families are not qualified, don't 15 have members of families who are qualified to discuss 16

questions relating to the scientific, chemical,

physical, astrophysical, thermodynamic understandings

of how physical processes take place, so I do object 19

20 to that.

14

21 Okay. As a standards-driven district —

next sentence. As a standards-driven district, class

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48 (Pages 189 to 192)

191 189 is illogical as I've stated in my reasons for instruction focuses on preparing students to achieve objecting to the intelligent design approach. 2 proficiency on a standards-based assessment. Q Then the statement goes on, which is part of 3 Do you have any problems with that? 3 the policy, The superintendent, Dr. Richard Nilsen, 4 A No. has directed that no teacher will teach intelligent O Okay. Understanding that that - what we've design, creationism or present his or her or the 6 just gone through is the sentence -- is the 6 7 board's religious beliefs. paragraph -- the four paragraphs that are read to Do you have any problem with that, that 8 students, do have you any opinion regarding the 9 statement? appropriateness of that paragraph being read to minth A Not as such. 10 grade biology students at the beginning of the Much of your criticism of the policy 11 evolution class? 11 statement, the statement that was read to the 12 A Yes, I object to that because of the reasons 12 students, deals with your criticism of intelligent that I've just detailed in your previous trail of 13 design as not being scientific in nature; is that 14 questions. 14 15 correct? Q Okay. Then the part of the policy which 15 16 A Right. goes on - it's not a part of what is read to the Q Okay. But you'll agree that there are 17 students - is as follows: The foregoing statements people who say -- such as Behe and Dembski and Stephen 18 were developed to provide a balanced view and not to Meyer who will say that it is scientific? 19 teach or present religious beliefs. 19 20 A Yes, I know that. A Problematic for this reason: When people 20 Q Okay. Now, the question -- and if that is 21 21 write the -- use the expression "balanced view," they 22 the case, why would you expect school districts to 22 are often confusing different levels of explanation 192 190 have to take sides on this controversial issue? being balanced against each other rather than two MR, WILCOX: Objection. 2 different scientific theories at the level of THE WITNESS: I don't know that I do 3 scientific explanation being balanced against each expect school boards even to get involved in this. other. What school boards should be doing is making sure that If there is a legitimate alternative in --5 in science classes students are limiting -- teachers within the field of science alone to the Darwinian are limiting themselves to what is scientifically explanations of life - and there are post-Darwinian knowable and that they are making sure the students do evolutionary accounts that somehow want to modify the not confuse scientific questions with ultimate 9 Darwinian theory — I have no objection to balanced 10 questions. treatment at that level. But what the intelligent BY MR. THOMPSON: 11 design community usually means by balanced treatment 11 First of all, you agree that this is a 12 12 is to balance the implicit secularism and naturalism 13 controversy, do you not? 13 that they see in biological expressions with an A The controversy over intelligent design, alternative to that. And the alternative to one 14 14 metaphysical world view is another metaphysical world 15 yes, it's a controversy. Q Yes, it's a controversy between intelligent 16 view; that's the logical alternative. 16 design and Darwinian evolutionists, is it not? 17 What they're doing is trying to say that 17 A It's - logically speaking that's comparing 18 18 Intelligent design fits into the category of science; apples to oranges in my view. What is the controversy therefore, we can balance it with the Darwinian view. 19 19 consists of the fact that the intelligent design 20 20 But if intelligent design, as I've been maintaining,

is something that pertains more to world view,

theology and religion, then to use the term "balance"

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people are trying to wedge — to use their own term —

to wedge what is a - what I consider to be a

49 (Pages 193 to 196)

			49 (Fages 135 to 130)
	193		195
1	theological world view into the same explanatory slot	1	are inclined to conflate world view with scientific
2	that is occupied by, and legitimately occupied by,	2	method.
3	people practicing scientific method, so that's where	3	Q Michael Behe in his book does not talk about
4	the controversy lies.	4	theology, is that correct?
5	Q Well, I've been attending a lot of debates,	5	A I think toward the end he does make some
i .	and there are scientists debating with scientists over	6	quasi-theological statements.
6	intelligent design and evolution.	7	Q Isn't it true that he talks about the
7	MR, WILCOX; Objection.	8	bacterial flagellum, the cilium, the blood clotting?
8	THE WITNESS: Well	9	A Yes.
9		10	Q All in scientific terms; is that correct?
10	MR. WILCOX: There's no question. He	11	A Up to a point, but there is a point where he
11	hasn't asked a question.	12	becomes nonscientific, and that's in his appeal to
12	BY MR. THOMPSON:	13	intelligent design.
13	Q Do you agree with that?	14	Q And that's your opinion; is that correct?
14			
15		15	
16		16	Q Okay. MR. WILCOX: That's why be's here.
17		17	BY MR. THOMPSON:
18		18	Q And your opinion may not carry the kind of
19		19	weight that you would hope the school board would give
20		20	- ·
21		21	it; is that correct?
22	MR. WILCOX: not having	22	A Quite possibly so.
\vdash		 	196
Ι.	194	1	Q Have you ever dealt with a local school
1		2	district?
2		3	A Not at the - not at the level of the school
] 3		4	board, no.
4		5	Q Okay. Have you ever helped a school board
5	· -	6	devise a policy dealing with curriculum?
16	•	7	A No.
17	F	١	Q. Do you have any problem with school board
18		ا	members determining the curriculum of a school of a
5	•	I .	
11		10	A You mean as a general practice in this
11		11	· ·
12		12	
1.	-	13	_
լի		14	
1:		15	
1		16	
- Jr	¥	17	
[1		18	
- 1		19	
2	•	20	
2		21	
2	2 A They do so, but they do so as persons who	22	A I believe that there should be at least some
- 1		F	····

50 (Pages 197 to 200)

			50 (Pages 197 to 200)
Γ-	197		199
1	members of school boards who know who have	1	forth. Before you were saying at the beginning of the
2	expertise in in what scientific method is. That	2	unit of evolution, and now you're saying
3	would be my ideal. I wouldn't demand it of everybody,	3	MR. THOMPSON: Yes, yes, on the unit on
4	but I think at least one or two members should be	4	evolution.
5	scientifically sophisticated.	5	THE WITNESS: It's possible that a very
6	Q Do you know what kind of requirements there	6	sharp student although I'm not sure how many at
1	are to become a member of the Dover High School - the	7	that level would be that sharp - would be able to
7	Dover School District School Board?	8	read between the lines the way I have and would give
8		9	less stature to evolutionary biology than if the text
1.9	A No, not specifically. No. Q Do you know if any of those requirements	10	were not read to them. It's possible, yes.
10	Q Do you know if any of those requirements involve some kind of sophistication in scientific	11	BY MR. THOMPSON:
111		12	O From the comments that you've made
12	theory?	13	throughout the deposition, it seems that Darwin's
13	A No, I do not know.	14	Theory of Evolution is the only theory dealing with
14	Q And you're aware that the textbook that the	15	the origin of species that must be accepted by the
15	school – ninth grade school students study was Ken	16	public school system?
16		17	A Forever?
17	A I wasn't completely aware of that; although,	18	Q Right now.
18		119	MR. WILCOX: Objection. Go ahead.
19	-	20	THE WITNESS: I would say that the
20		21	that right now because of the wide scientific
21	biologist; is that correct?	22	consensus that accepts the basic Darwinian
22	A Yes.	44	CONSCIPCIO DIAL ACCOPIS INC ORNIC DI WILDRA
\vdash	100		290
ĺ,	Q And, therefore, the section on evolution	1	interpretation of evolution that it would be a great
1 2		2	deprivation of students' education if that fact were
3		3	not pointed out to them. At the same time, if they
4	40	4	are properly instructed in scientific method, which
5		5	they should be, they should realize that every
16		6	scientific theory is open to modification in the light
7		7	of new data; that they should keep an open mind about
8		8	that possibility, but that open-mindedness in the
و ا		9	scientific classroom should not be extended toward the
\int_{0}^{∞}		10	controversy over different world views.
1		11	BY MR. THOMPSON:
12		12	Q So you believe that this controversy between
1:		13	intelligent design and evolutionists is really not a
11	-	14	scientific controversy at all but a controversy
1:		15	between belief systems?
$\prod_{i=1}^{n}$	and the second s	16	A It's essentially that, yes, and my writing
		17	God After Darwin and Deeper Than Darwin have pointed
1	·	18	that out time and again, that the controversy has to
		19	do with clashes in basically religious in the first
2	·	20	sense of the term as I defined it.
1 -			

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Q And that because prominent Darwinists today

22 are basically atheist and tie the theory of Darwinism

Q Yes, at the beginning of the biology course.

MR. WH.COX: You keep going back and

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22

51 (Pages 201 to 204)

			51 (Pages 201 to 204)
	201		203
ŀ.	to their world view philosophy, that students in the	ţ	Dover School Board's October 18 resolution will be to
\	ninth grade should be subjected to that world view	2	compel public school teachers to present to their
2	without the counter-viewpoint?	3	students
3	MR. WILCOX: Objection.	4	MR. WILCOX: You left out the word
4	BY MR. THOMPSON:	5	science. Did you mean to?
5	Q Is that the question I mean, is that the	6	MR. THOMPSON: Public school science
6	_ · · · · · · · · · · · · · · · · · · ·	7	teachers. Did I miss the word science?
7		8	BY MR. THOMPSON:
8	أعطالها والمستقد والم	9	 Q = teachers to present their students in
1,9		10	biology class information that is inherently
10		11	religious, not scientific in nature.
111		12	A Right.
12		13	Q Did you get that?
13		14	A Yes.
14		15	O Okay. When you say "the plaintiffs are
1:		16	entirely justified," upon what basis are you using the
10	13 A. B	17	word justified?
1'		18	A Justified by law as well as by good critical
		19	thinking.
11		20	Q Well, what law are you referring to?
$\frac{1}{2}$		21	A I'm referring to the - the laws or the
2		22	Constitution that sets up our country in such a way as
2	2 Q So you would have no objection if	l .	
\vdash	202		204
	l intelligent design was taught in a comparative	1	to not allow religion and religious ideas to — to
- 1	2 religion class?	2	underlie public policy.
- i	3 A Well, in private schools -	3	Q So that your understanding of the law is
ı	4 Q No, in public schools.	4	that religious ideas cannot underlie public policy?
	5 A In private schools, even though I disagree	5	A That they — that the law should not be used
ļ	6 with creationism, 21 an American citizen I think	6	as an instrument for a particular religious group.
L	7 private Christian schools have every right to teach	7	Q That's a little different from what you just
- 1	8 creationism even though I think it's wrong. And I	8	said a minute ago; is that right?
- 1	9 suspect most scientists would agree with that, also.	ļ 9	A Permit me the clarification.
1	O But in public schools where we have to make	10	Q Yes, sure. So it is - you indicated it's
	l sure that we don't cross the separation of state and	11	justified by law, and what was the other thing?
1	2 religion, in order to ensure we don't cross those	.12	A By critical thinking which recognizes the
	3 lines, we have to be especially careful not to present	13	distinction between different approaches to truth.
- []	4 science packaged in any religious blanket, whether	14	
	5 that be materialism, as you pointed out before, or	15	· · · · · · · · · · · · · · · · · · ·
	6 intelligent design.	16	
- 1	7 Q In the beginning of your expert report	17	
	8 I'm going to the expert report now. In the beginning	18	
	19 of your expert report you say, My general opinion	19	
- 1	20 regarding the case mentioned above is that the	20	
_ []	21 plaintiffs are entirely justified in stating the	21	_
	on the second of the intelligent during policy adopted by the	122	should be settings in which people are allowed to

22 effect of the intelligent design policy adopted by the

22 should be settings in which people are allowed to

52 (Pages 205 to 208)

205 make for a more interesting science class? learn the difference between different approaches. 1 MR. WILCOX: Objection. 2 Q And, in fact, isn't it true that if the 2 THE WITNESS: No, not science class. students were presented with a controversy between 3 3 It would make a good question for civics class, 4 4 Darwin's Theory of Evolution and the theory of perhaps, or social science class; that would be a intelligent design, it would make them more interested reasonably good discussion perhaps to have at that in the whole subject matter? 7 level. MR. WILCOX: Objection. But any time you - you deal with that, 8 BY MR. THOMPSON: 8 especially with ninth grade students, at that level by 9 Q Do you believe that? 9. letting them even suspect that intelligent design is a MR. WILCOX: Objection. 10 logical alternative to Darwinian theories of life, 11 THE WITNESS: Provided that, again, 11 that's just going to cause unnecessary confusion, and you're forgetting the distinctions that I made already 12 12 it's going to end up having those who are inclined today that logically speaking the controversy cannot 13 13 toward intelligent design - it's going to close their 14 be between intelligent design and Darwinian theory. minds to developing a good scientific understanding of 15 It can be between intelligent design and a world view 15 16 life. 16 that takes Darwinian theory to the ultimate 17 BY MR. THOMPSON: 17 explanation. Q Well, would you agree that a ninth grade 18 18 BY MR. THOMPSON: biology class is not to teach students to become 19 Q But what if the teacher basically said, 19 there's Darwin's Theory of Evolution, and you explain 20 scientists? 20 A Well, I'm not sure that that's an accurate 21 that theory of evolution. There's this other group of 21 way of putting things. A lot of scientists have been scientists today that think there is an alternative 208 206 launched into their career of science because of what theory called intelligent design, and it may be a they encountered in ninth grade science classes. scientific theory or it may be a religious theory, and In general, what a good science class should I want you to give me your viewpoint and the basis for 3 3 do is to educate students into scientific method and that viewpoint. what a particular scientific method discovers in a Jsn't that what education is all about? 5 particular field of inquiry. A That might be a good question for my 6 Q When you say in your next paragraph of your 7 students in my class on science and religion, but it's 7 opinion. The main issue is whether the idea of an inappropriate question to pose to students in a intelligent design, (henceforth abbreviated as ID) is science class in a high school. It's just going to inherently scientific rather than religious, the main 10 confuse things. issue is whether it is inherently scientific rather Q You don't think that they are mature enough 11 than religious? 12 12 to make distinctions? 13 A Yes. A If there were a separate kind of educational 13 Q You go on to say, It is my considered 14 situation or structure that could allow students to 14 opinion that it is not a scientific but instead an see the difference between different levels of 15 essentially religious idea. You do not give any kind explanation, that would be ideal and there would be 16 of credence to Michael Behe's work, then; is that room for that in public school education, too. 1 17 think teaching the controversy is something that might 18 correct? 18 19 A Well, any - any theology or religion can be appropriate in a high school context, but not in a 19 have components in it which are very scientific, and I 20 20 science class as such. don't deny that there are many scientifically accurate 21 Just the idea of presenting the controversy,

regardless of how you feel about it, wouldn't that

statements that Michael Behe and William Dembski make

53 (Pages 209 to 212)

209 211 in their works, but what I'm rejecting is the idea 1 Q A lot of your opinion deals with the that the framework of this so-called scientific study religious motivations of the advocates of intelligent 3 3 should be intelligent design rather than something design. 4 4 that's accepted by the scientific community. And -A That's one component of my analysis. 5 and they've clearly made intelligent design the 5 Q Well, you – you indicate on page 4, top of 6 framework, the end-all and be-all of their arguments the page, that sentence starting with, Whether they 7 is to make a case for intelligent design. are right or wrong in their assessment of the 8 Q Well, isn't it true, though, that they do godliness of not consider their theory of intelligent design as A Godlessness. totally opposed to some claims made by Darwinians; 10 Q – godlessness of contemporary culture, the 11 isn't that true? 11 ID initiative cannot be understood apart from a deep 12 A Such as? 12 desire to defend the integrity of religion against the 13 Common descent. 13 invasion of secularism whose spearhead seems, at least 14 A Some of them. We've been over this before. 14 to ID proponents, to be Darwinian evolution. 15 15 Q Right. So, I mean, it is not -- it is not A Right. 16 intelligent design or Darwinism to many of the 16 Q So you are viewing the validity of this. 17 advocates of intelligent design; is that correct? 17 theory of intelligent design in part based upon the 18 A I don't know of any exception. Every -18 motivation of the proponents, are you not? 19 every main proponent of intelligent design is, as I've 19 A I'm - I'm saying that because, as I 20 understood it, anti-Darwinian in their explanation of 20 mentioned earlier, they're dealing here with a world 21 how biological diversity comes about. 21 view, that it's certainly legitimate to understand 22 Q That's one part of Darwinians' theory; what are the personal motivations that underlie their 210 212 correct? preoccupations; that we can't really understand what 2 A That's the major part. It's the they're doing culturally, socially, religiously and theologically unless we recognize, as they themselves definitional part of Darwinian theory. Common descent is held by lots of people other than Darwinians. almost invariably admit, that they see Darwinism as Lamarck, for example, had a theory of common descent fundamentally identical with atheism. And that, as well. It's the mechanism of change that is 6 therefore, in order to combat atheism, we need to 7 problematic to the intelligent design people. 7 combat Darwinism. 8 Q I don't want to go over this that we've gone 8 Q However, did we not agree before that the over before, but I think we agreed that Behe's real motivations of a particular advocate -10 dispute was with the mechanism, and that was natural 10 A If you'll recall -11 selection; isn't that correct? 11 Q – do not really affect the validity of the 12 A His dispute was with the adequacy - the 12 particular theory they're advocating; isn't that 13 scientific adequacy - and I'm emphasizing here the 13 correct? word scientific adequary -- of natural selection, 14 A If you recall, I made a distinction that in 15 which he thought needed to be supplemented by another 15 scientific theories the personal coefficient should 16 concept which he calls intelligent design. 16 not be brought in as a factor in assessing the 17 Now, there are other evolutionists who also 17 Validity of a particular idea, but that in 18 agree, and as a theologian I also agree, that natural 18 understanding the genesis of a world view, as many 19 selection is not enough adequately to explain what 19 philosophers would agree, we cannot disassociate thuse

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those ideas.

Q So you --

ideas from the motivational factors that gave rise to

20 goes on in life. But from a scientific point of view,

21 it's adequate, at least at this time in the history of

22 science.

54 (Pages 213 to 216)

213 distinguish between scientific ideas and world views. A That's a very complex analysis if you were And world views are incapable of being understood going to do it in a more scholarly way, but ideology except in the context of the particular concerns, the 3 as we've known for the last - especially since the particular preoccupations of those who are - are 19th century is not independent of certain economic, trying to educate us into their world view, and their social, psychological, educational and religious 5 particular preoccupation is that atheist materialism factors. is taking over our culture. I mean, this is so Isn't that really basically an argument ad 7 prominent in their statements that it cannot be hominem? ignored if we're trying to be objective about what 9 · A No, I don't think intelligent design -- the intelligent design movement 10 10 MR. WILCOX: Objection. 11 is after. THE WITNESS: -it's ad hominem. It's 11 BY MR. THOMPSON: 12 an attempt to understand the genesis of an idea in the 12 Q Well, I can't think of a specific scientific 13 same way that a scientist wants to understand the 13 theory, but it would seem to me like evaluating some genesis of life. You want to understand all the 14 rocket propulsion theory and attacking it because some 15 factors that are involved. 15 Nazis promoted it. 16 BY MR. THOMPSON: 16 Well, you know, science is very complex, 17 Q But I guess the question is what does that 17 too, and we haven't really gotten in depth into it, 18 have to do with whether intelligent design is a valid 18 but what scientists find interesting to explore is 19 19 scientific theory? itself, also, as Michael Polanyi has pointed out, not 20 A. It has to do with the fact that what is 20 always the consequence of objective thinking but of 21 21 really a religious idea is presented as a scientific personal and social preoccupation. So there is a 22 theory. In other words, knowing the motivation behind 216 214 social dimension to science, too, and it's quite intelligent design, it's not the only factor in legitimate in order to understand, for example, why a assessing the validity of it, I would agree, but it's 2 particular theory arises at a particular time in a relevant factor because of the fact that the 3 history for the sociologists' knowledge to try to intelligent design people themselves say that we need 4 explore what are the factors — the extrascientific to do something to get people away from secularist factors that are involved in the kind of ideology. Let's start - let's wedge - read preoccupations that lead the scientific community this Phillip Johnson, William Dembski, more so than Michael 7 way or that way. Behe, would argue that we need to start with the 8 So even in -- in a less intense way what I classroom so the students get -- don't get Darwinian said about the understanding the motivations of -- of thought into their head because that becomes a holding 10 the intelligent design community could also be applied place for materialist ideology. 11 even to certain things that go on in the scientific... Q Well, I won't push the point, but, again it 12 world, not necessarily a particular mathematical seems that the validity of their argument is being 13 equation, but the particular bias toward a particular based upon what their motivations are rather than the 14 scientific theory. That's a possibility. 15 actual scientific doctrine that it is based on. 15 Q Going down in B, Section B of your report, 16 16 MR. WILCOX: That is a conclusion you it says -- page 4 -- Historically it is impossible to 17 might draw. That's not a question. 17 separate ID from the religious and theological

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course of centuries.

tradition in which it was born and nurtured over the

Again it seems that you're basing your

opinion on the religious aspects or the religious

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BY MR. THOMPSON:

Q Isn't that true?

that? It may be true that you think that.

MR, WILCOX: Objection. That you think

THE WITNESS: Again, I want to

55 (Pages 217 to 220)

ķ,

217 Thomas Aquinas said when he finished his argument from 1 motivations of the proponents; is that true? design and concluded to an intelligent designer, which A Of which proponents? Proponents -2 incidentally he was doing as a philosopher and 3 O Of intelligent theologian, natural theologian; that when he appeals 4 - of natural to the notion of intelligent design, he says, this is 5 Q – design. 5 what all men understand to be God. So he took it as A -- theology or intelligent design. 6 self-evident that anybody - anybody in his time who 7 Intelligent design. would conclude to an intelligent designer would A Well, I'm talking here, especially in this 8 immediately see that that correlates with the Creator paragraph if you read on, about natural theology. And 9 God of biblical religion. That's why it seems to me the preoccupation of natural theology has always been 10 to be terribly artificial and even capricious for the 11 to see if we can find in nature support for our 11 intelligent design people to expect that everybody 12 religious ideas. And this is what I'm saying is 12 today would make a different conclusion from what characteristic of the intelligent design community and 13 propte in Thomas Aquines' day did. movement, also; that they're looking - implicitly 14 Then everyhody – everybody understands this they're practicing natural theology by trying to say 15 15 to be God in the 13th century. Why would people in that the book of nature is as sure 2 way to God 16 the 20th century and the 21st century conclude that perhaps as the book of scripture. 17 they're talking about something different from what Q Well, what do you mean, then, by your 18 all these centuries bave identified with intelligent 19 sentence in the middle of that paragraph, The 19 20 contemporary notion of intelligent design is 20 Well, one of the reasons maybe is because 21 historically unintelligible apart from the religious 21 the proponents themselves say it isn't; isn't that agenda? 220 218 true? 1 A That's what I just -1 They do so -- they do say that, yes. 2 A Q Paley and - and you're again tying it to a 2 3 O In fact, you have it in your report? religious agenda or motivation, is it not? 3 A Yes, they do say this, but they do so, and I 4 A Natural theology has a religious agenda 4 think, entirely ingenuously, and in doing so they are underlying it, and that religious agenda, as I've just 5 forcing language to function in ways that it simply articulated, is to show that there are reasons in 7 cannot function for most people. science and nature, or reasons in nature, broadly 7 Q And, again, that comment goes to what their 8 speaking, for the beliefs that we hold on the basis of R motivations are; is that correct? 9 revelation. So natural theology, from the beginning, 9 A J -- yes, I think that's connected. has been an attempt to uphold the Meas of revelation. 10 10 Everything is connected to their motivations. 11 There has never been, as far as I know, a natural 11 Q You come to the conclusion – not the theology that has functioned independently of some 12 12 conclusion, but down further on page 5, quoting, 13 overarching revelatory system or religious system. 13 Moreover, no good scientist would ever claim that 14 Q Then going on to the next paragraph, 14 scientific experiment detects intelligent causes, as 15 Historically the notion of intelligent design has 15 persistently been taken to mean the Creator God of 16 Dembski claims. 16 17 So you are not -- so by that am I to theistic faith, end of quote. 17 conclude that you do not believe Michael Behe is a Again bringing in the religious aspects of 18 18 19 good scientist? this theory, and that is the -1 guess the religious 19 A No. 1 didn't say that at all. That doesn't 20 foundations of the theory and using that as a basis

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follow at all from what I've said here. When he's

doing biochemistry, he's a good scientist. When he

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for your opinion; is that correct?

A Well, I'm - I'm appealing directly to what

56 (Pages 221 to 224)

221 223 appeals to intelligent design, he's not a good That should not be in the textbook on 2 2 scientist. science; is that correct? 3 Well, let's -- I'm reading the entire. A I don't know whether I would say that. It's sentence, and you don't make that kind of distinction okay, and even as I mentioned earlier, no scientific 5 in that sentence. discourse is ever going to be pure. As you mentioned A Well, what's implicit in this sentence is 6 ń before, Darwin's own origin of species has lots of what I've been saying all day; that science can only asides that are philosophical, so I would not hold 8 deal with what it can observe in the area of efficient anybody to - who's writing a high school textbook 9 and material causes. When you bring in the notion of to -- to such rigorous discipline as leaving out any 10 intelligent cause, that's similar to bringing in statement that has to do with values. That's -11 Aristotle's notions of formal and final cause which that's not humanly possible. 12 are causes which science deliberately said and has 12 But the point is that it's not a scientific 13 persistently said science cannot deal with and should 13 statement; that's a value statement. 14 14 not deal with. So these - these are terms --O In fact, science and human values are very. 15 intelligent cause and intelligent design are terms 15 closely connected; isn't that true? 16 16 that Aristotle and Aquinas would have liked, but A They're connected but they're distinct, 17 17 they're doing philosophy; they're not doing science. Q When you talk about the current issue over 18 18 Q In the middle of page 6 you say – or write, stem cell research --19 19 I should say. Throughout the modern period — A Right. 20 MR. WILCOX: Where are you? 20 Q -- that is both a scientific issue and an 21 MR. THOMPSON: In the middle of the 21 issue of values, is it not? third paragraph down in the middle of page 6. 22 A Certainly. 222 224] MR. WILCOX: Thank you. MR. WILCOX: Objection. 2 BY MR. THOMPSON: BY MR. THOMPSON: 3 Throughout the -- I lost my place. Q When you talk about the need to protect the 4 A Third line from the top. environment, that is a value statement, is it not? A Yes. 5 Throughout the modern period scientific 6 method has refused to use categories such as purpose, Q The need to — when you talk about the need. 7 God, intelligence, value, meaning, importance, et to control population growth, that's a value 8 statement, is it not? cetera, and has attempted to understand all phenomena 9 9 A Yes. in a very limited, impersonal and, indeed, physical 10 10 Q Would it surprise you that all these issues. way. 11 11 are raised in Ken Miller's biology textbook? Yes. 12 12 A No, because he's trying to show - what he's Q Now, you haven't read — I don't think. 13 you've read Ken Miller's biology textbook; is that 13 doing and what any good educator would do is to show 14 correct? the relevance of studying the scientific aspects of 15 A No. I've read his book Finding Darwin's God. population and environment. As I mentioned before, 16 Right. I'm talking about a biology textbook. in - in science, generally speaking, the question of 17 that the students read. why a particular study is interesting at all is not 18 A No. itself a scientific question. It's a question of 19 Q If that biology textbook talks about the motivation. So what he's doing there is implicitly 20 need to protect extinct animals, is that a value or giving the students a good reason from their concrete 21 political statement? 21 actual life as to why they should make themselves 22 A It's a value statement. educated on the scientific aspects of environmentalism

57 (Pages 225 to 228)

_			51 (1 apos 225 to 24)
1	and so forth.	<u>,</u>	rather than smooth. Why is the sky dark at night when
2	Q And that goes back to what the purpose of a	1 2	we go out? There's many, many questions that the Big
3	ninth grade biology class is about; isn't that true?	3	Bang Theory suddenly was able to answer in a simple
4	A Well, any - any class. Even the collegiate	4	and eloquent movement of the human mind, just like
5	level when you teach science, it's helpful for the	5	Darwin's theory in just a very simple theory was able
6	teacher to show why it's relevant to know the science.	1	to answer a whole lot of questions that people had
7	As long as you distinguish between values and the	7	been raising about the fossil record, about why
8	science, that's fine.	١	there's sharks' teeth up in mountains and so forth and
و	Q You're familiar with the concept of the Big	9	SO OB.
10	Bang?	10	That's the nature of a good scientific
11	A Yes.	11	theory, to suddenly and swiftly and eloquently tie
12	Q Is that a scientific theory?	12	together and bring closure in a way to many kinds of
13		13	•
14	A Big Bang Theory, it certainly is. Q Does that also have religious implications?	14	questions that have been simmering for a long, long period of time.
15		15	-
16	A Every scientific idea has religious	16	Q Well, isn't it true that part of the Big
17	implications. That's what I've been saying all day. Q Okay. Because it does have scientific	17	Bang Theory is that the universe had a beginning?
18	implications, would you keep it out of the science	18	A That's not a necessary part of the theory.
19	books in high school?	19	H you read carefully certain physicists like Stephen
20	MR. WILCOX: You mean	20	Hawking, for example, and Andre Linde and other
21	THE WINESS: You mean because it has	1	physicists today, Big Bang cosmology is like
22	religious implications?	21 22	evolution; something that has almost an endless future of possible exploration. But the idea that the
<u> </u>		├	
1	BY MR. THOMPSON:	1	228 universe had a crisp beginning is one that many
2	Q Yes.	2	scientists have drawn from - from their study of the
3	A No, I don't understand your question.	3	data, yes.
4	Q Well, the Big Bang Theory is what? What is	4	Q Isn't it correct that up to the beginning of
5	the Big Bang Theory?	5	the 20th century most scientists believed the universe
6	A You'll have to specify what you mean by	6	was perpetual, that it had no beginning
7	"what"	7	A Many -
8	Q What does the Big Bang Theory consist of?	8	Q – that it was unchanging?
9	A I'm not sure if you can —	9	A Many philosophers from Aristotle, from Plato
10	Q What's the concept behind the Big Bang	10	and the Stoics and more recently many materialist
11	Theory?	11	philosophers, including Einstein bimself, believed
12	A The scientific concept —	12	that the universe was eternal and everlasting,
13	Q Yes.	13	Q And then it was all at once where - 1
14	A — the philosophical, theological, what.	14	forgot — the spectrum of light
15	Q The scientific concept behind the Big Bang	15	A The red-shift phenomena.
16	Тьеогу.	16	Q The red-shift phenomena led some scientists
17	A It's not one scientific concept. The Big	17	to believe that this was a phenomenon you see with an
18	Bang Theory is a product of a convergence of a number	18	explosion and then developed this whole -
19	of questions that have been asked for many, many years	19	A Well, if you trace -
20	like Olber's paradox, and why the universe would be	20	Q concept of
21	expanding, and why the universe has to $-$ has kind of	21	A — the universe —
00			

22

Q - (inaudible)?

22 an unstructured, cottage cheese-like characteristic

58 (Pages 229 to 232)

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229

A - back along the lines of expansion to an 2 earlier time, at one point it would be a little bit more compact, further back it would be more compact, and ultimately it would have been an almost infinitely hot and dense particle or atom of matter that exploded, if you want to use that term, as the Big Bang. Q And isn't it true that some scientists 9 refuse to accept that because it had connections with 10

religion? 11 A There were a few scientists who thought that 12 because the author of the Big Bang idea was a Belgian priest, George Lemaitre, who suggested it to Einstein, and Einstein thought be was a buffcon, and other scientists thought - one scientist, for example, I 15 forget who it was, said it's not for nothing that this 17 idea came from a Roman Catholic priest.

18 Q And it's consistent with the concept that 19 God created the heavens and the earth; is that true?

A Yes, but even an eternally existing 21 universe, as Thomas Aquinas himself said, would be consistent with the notion of a divine creator. So if

1 the differentiations in temperature in the microwave

2 background radiation that was the afterglow of the Big

Bang itself, and by measuring the differentiations in

temperature was able to explain why we live in what I

call the cottage cheese-type universe rather than a

smooth one.

7 And I still remember sitting in my office in 8 Georgetown in April of 1992 and media were calling me. and Stephen Hawking was saying this is the most

important discovery ever in the history of science,

11 and Robert Smoot, the director of the COBE project,

was saying, there are theological consequences here and so forth. It's tempting sometimes for scientists

14 to jump to theological conclusions like that.

15 But, anyway, my point is that it's because 16 of further observation that the Big Bang Theory is now 17 more firmly established than ever, and that's why from

18 the point of view of evolution, a good evolutionist is

19 not afraid to go out and look at the data because the

20 data should either confirm or fulsify the hypothesis.

21 Science is open to falsification.

22 Q And your story about the Big Bang Theory

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we find out tomorrow that the Big Bang never happened, 2 it would not in any sense of the word at all affect

3 the Doctrine of Creation.

Q Which goes back to the idea that science is

5 always -- is always tentative --

6 MR. WILCOX: Objection.

7 BY MR. THOMPSON:

8 Q — that we're always learning; is that

9 correct?

20

10 MR. WILCOX: Objection.

П THE WITNESS: Well, if it's scientific,

12 ... it is - as they say, it's underdetermined by the

13 data; that is to say, as new data coming in, they have

14 to be taken into account. And the same is already

15 happening with respect to the Big Bang Theory.

16 BY MR. THOMPSON:

17 Q That it's changing?

18 A Well, that it's undergoing - actually, in

19 fact, since 1992 it has been firmed up more thoroughly

than ever before by the COBE Satellite, which is a

good example of how observation is so necessary in

science. The COBE satellite was sent up to measure

being discovered by a Belgian priest -

A Not discovered, but he was a mathematician.

That's a good example of how mathematics and

observation come together.

Q How would you say he developed the theory —

A He developed the theory that the universe

began in what he called a primeval atom. He didn't 8

call it the Big Bang.

Q And this theory -- his theory was ridiculed

as a theory of a buffoon; is that correct? 10

11 A Ob, at first Albert Einstein, because of his

12 own bies towards an everlasting universe, was

13 suspicious of it, but Einstein himself didn't suspect

it was because of Lemaitre's religion. It was some

15 other physicist. I can't remember who it was who said

16 it.

17 Q But the point is that this theory that is

18 now widely accepted and is being corroborated more and

19 more, at the time it started was made fun of by some

20 of the greatest scientists in the world in the history

21 of the world; is that correct?

A Yes, Fred Moyle to his very dying day

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59 (Pages 233 to 236)

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		233			3:
	1	rejected it, but that's true of every scientific idea.	1	an enormous scientific community.	
	2	I said scientific idea, not religious idea.	2	BY MR. THOMPSON:	
	3	Q But would you agree this is sort of like	3	Q And if the consensus — and we had discussed	
	4	a Darwinian conclusion. Would you agree that your	4	this before. And if the consensus of the scientific	
	5	entire argument against this particular policy	5	community becomes intelligent design is a scientific	
	6	A Intelligent design policy you're talking	6	theory, then your entire argument against Dover's	
	7	about?	7	policy would fall apart; isn't that true?	
	8	Q Yes. Well, you call it the intelligent	8	MR. WILCOX: Objection.	
	9	design policy. I call it the biology curriculum, but	9	THE WITNESS: It's such a preposterous	
	10	the policy we're talking about.	10	proposal. It's like, you know, saying, you know, if	
	11	MR. WILCOX: And you're referring to	11	suddenly the scientific community decided that the	
	12	the Dover Area School Board -	12	moon is made of green cheese, that we would have to	
	13	MR. THOMPSON: The school policy.	13	accept the fact that the moon was made of green	
	14	MR. WILCOX: – Policy, Exhibit 3?	14	cheese. We have to keep in mind the idea of what can	t
	15	MR. THOMPSON: Right, Exhibit 3.	15	pass muster in principal as scientifically acceptable	
	16	BY MR. THOMPSON:	16	discourse, and in principle, not just in fact, but in	
	17	Q Your entire argument against that particular	17	principle, intelligent design will never - I am	
	18	policy would fall apart if the theory of intelligent	18	absolutely sure of this will never pass muster as a	
	19	design were deemed to be scientifie?	19	scientific idea.	
	20	MR. WILCOX: Objection,	20	BY MR. THOMPSON:	
	21	THE WITNESS: I wouldn't put it that	21	Q As probably as sure as Einstein was that	
	22	way at all because anybody can deem it to be	22	there was no Big Bang?	
	<u> </u>		<u> </u>	· · · · · · · · · · · · · · · · · · ·	_
	[,	234	1.	236	í
		scientific. The intelligent design people deem it to		A Well, all of us can be wrong. I'm a	
	2	be scientific. That doesn't make it scientific.	2	fallible human being, but when I say that, I'm saying	ĺ
	3	BY MR. THOMPSON:	3	that as certainly as I believe anything.	
	4	Q Well, held as scientific by a court?	4	Q I mean, it's all – everything is relative,	
	5	MR. WILCOX: Objection.	5	is it not, as far as what we know or what we think we	ı
	6	THE WITNESS: A court does not decide	6	know based on the fact that our brains are still	
	7	what is scientifically acceptable.	7	evolving; is that true?	
	8	BY MR. THOMPSON:	8	A Let me put it this way: It's honest and	i
	9	Q Held scientifically by the Academy of	9	humble of us to admit that our ideas of anything are	I
	10	Sciences?	10	relative to our situation, our degree of learning, our	I
	11	A You're getting warmer, but even so, what	11	methods and so forth. So there is yes, there's a	ĺ
	12	makes it scientific or not is a whole history of	12	certain relativity in all knowledge, including	I
i	13	testing the hypothesis against the data.	13	religious knowledge, but that's not the same thing to	I
	14	Q Well, the question - well, I assume you	14	say that all things are relative. All it's saying is	ł
	15	would agree that we can only look at what the	15	that our knowledge of truth is relative, not the truth	I
	16	scientific community conscisus is at a particular	16	is —	I
	17	given time, would you not?	17	Q That's what I meant to say, yes.	ĺ
	18	MR. WILCOX: You mean we can't predict	18	A - not the truth is not real.	١
Ì	19	the future?	19	Q I think in your book you make mention of the	ı
	20	MR. THOMPSON: Right	20	fact that 90 percent of the scientists in the Academy	ĺ
	21	THE WITNESS: Certainly what passes as	21	of Science are either	
_ 1	22	reserves to the distribution of the commentation and the Al-	30	A 707 - 37 - 41 A	4

A The National Academy of Sciences.

22 science is – is determined by the cooperative work of 22

60 (Pages 237 to 240)

237 Q – are either agnostic or atheists? outgrown his fundamentalism religiously. He's still 2 A I think that's close to the figure that I placing his fundamentalism into competition with his saw in one of the recent reports, and it's also Darwinian understanding. So in doing that, be is just interesting to note that among scientists biologists as illogical, just as thoroughly mistaken as the 5 are more inclined to be atheistic than physicists and 5 intelligent design people in confusing ideology with 6 ehemists. 6 science. 7 7 Q Do you have any theory as to why that is? (Recess - 3:20 p.m.) 8 A I have a very strong theory as to why it is. 8 (After recess - 3:34 p.m.) 9 I think there are many scientists, as I've been saying BY MR. THOMPSON: 10 all along today, who think that Darwinism is 10 Q What is your definition of cheating — uh, 11 implicitly atheistic. That Darwinian explanations --11 cheating -- teaching? 12 12 A Well, from the word education to lead out if you can come to the belief that natural selection 13 is the ultimate explanation of living diversity, then 13 and bring to the surface what I would call the desire 14 14 that itself is already a religious belief. So it to know, desire that's latent in all of us, but which 15 follows, then, that if natural selection is the 15 can be easily suppressed by all sorts of other factors 16 ultimate explanation of life, there's no room for what in life. And after getting students to become aware 17 of their own desire to know, to have them realize how theists refer to as God as ultimate explanation. 18 many different avenues this desire can travel down as And there's no question today that Darwinism 19 it reaches out toward the real, toward the truth, and does appeal to an atheistic mentatity. That does not 20 make evolution atheistic. It makes a certain that means differentiating carefully between methods 21 interpretation of evolution atheistic. 21 of inquiry, such as science, philosophy, mathematics, 22 Q Well, it seems to be -- it seems to have a theology, poetry, art and so forth. 238 240 1 great impact on the biologists, does it not, though -Q If you said, I'm going to teach a course on 2 A What, the science and theology, what would you mean by the term 3 O -- the (inaudible) --"I'm going to teach"? I'm looking for the definition 4 A -study of teach. 5 5 Q - as to their religion? A That I'm going to try to be a guide as 6 A Yes, but it's not the biology that's students approach the various ways in which the 7 impacting; it's the implicit ideology that Stephen natural world can be understood -- when I talk about 8 Gould, for example, you mentioned earlier, says that science, I mean the natural sciences - and how the 9 Darwinism has a philosophical message which is in outcomes of natural science themselves might raise 10 Gould's mind inseparable from the science itself, and questions that require deeper levels of inquiry than 11 that philosophical message includes the idea that H science itself can illuminate. And among these 12 matter is all there is; that there's no purpose in the 12 theology would be one. 13 13 universe and so forth. Q Now, when you say you're going to teach a 14 But Stephen Gould is wrong on that point. course, what factors would you view as necessary for 15 Stephen Gould is not being a scientist when he says the concept of teaching? 16 that. He's being a philosopher. 16 A Factors of the - the students. First of 17 Q Well, the biologist E.O. Wilson also all, you need a body of students who have instally a 18 puts Darwin's science in direct competition with desire for understanding and truth; and, secondly, you 19 A E.O. Wilson is another one. E.O. Wilson is need a teacher who has been apprenticed to other 20 a creationist at heart, and he is - he is weefully teachers and who has read widely in particular

disciplines and can function both as a scout and as a

scout master in terms of opening up the world to

and appallingly uneducated in religion and theology.

He, himself, grew up as a fundamentalist. He's never

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61 (Pages 241 to 244)

241 243 students. 1 intelligent design has been mentioned, would you say 2 Q As you probably know that not every high that that is teaching students intelligent design? 3 school student wants to learn, but yet teachers have A Just to mention the word "intelligent to teach; is that correct? design"? A Sure. 5 Q Uh-hub, 6 Q And eliminating for the moment the student A No. 6 equation in this definition, what do teachers have to 7 Q I guess that's what I'm getting at, If you do to teach? were going to teach intelligent design, what things --A They have to themselves, first of all, be now, for a moment keeping out whether it should be in 10 able to make distinctions. They must themselves have a science class or someplace else. If you were going П a desire to be excited by learning and knowledge and to teach intelligent design, what things would you as 12 the ability to communicate that almost by contagion to 12 a teacher do? 13 their students. Students have to - this has been my 13 A Well, in fact, I do - I don't teach 14 experience. What -- what has been most effective to 14 intelligent design. I teach about intelligent design 15 many students that I've had over the years is that in my science classrooms at the collegiate level. I 16 they see how excited I am personally about a specific suppose I would do the same thing at - and I think 17 topic, and that leads them to think, well, maybe I some students are ready for it even at the high school 18 should get involved in this. I should read; I should 18 level - is to examine the things I outlined in this 19 do my work, my assignments, and see where it leads. presentation: What would motivate some people to be 20 I suspect that even a secondary level school so energized and so enthusiastic about this idea of 21 teacher has to do something like that as well. Not intelligent design in the first place? And I would 22 having taught secondary school, I can only speculate. bring in the - the possible ways in which they have 242 244 1 Q In a high school class on biology, for a misread evolutionary biology to mean, perhaps, 2 teacher to teach biology, what would you expect that materialist atheism, and how the intelligent design 3 teacher to be doing? people are not really reacting against a science but A Defining life as much as possible; against a particular world view. 5 delineating the life world from the physical world and Q So you would in teaching intelligent design. from the social world, not separating them, but 6 talk about Dawkins and E.O. Wilson and others who 7 distinguishing them carefully; examining living beings have --8 at the level of both contemporary cross-section 8 A Oh, certainly. biochemically through molecular biology, but also -9 Q -- brought in a philosophical --10 and this is something I strongly believe - placing 10 A In fact that's what I do when I teach H science in a narrative context. 11 science and religion, yes. I make the students - I 12 Telling stories is especially important at 12. want the students to be sensitive to the ideological 13 the level of high school education because humans are components that tend to encumber and sometimes get 14 natively interested in good stories. So if you can 14 conflated with scientific ideas, and I want that -- I 15 present life as a story with a chapter by chapter sort 15 want them to see it on both sides, both out of the 16 of understanding, I think that would be very helpful. 16 intelligent design people and the scientific 17 And that means, for me, evolution, which is a 17 evolutionary materialist. 18 narrative way of organizing data, is indispensable to 18 Q Do you tell the students ahead of time that 19 good biological teaching. 19 this is what you're going to -- this is what I'm going 20 Q By merely mentioning a particular topic such 20 to be teaching you and this is what I'm going to 21 as in the -- in the policy that is read to the -- the 21 expect you to learn?

22

A No.

policy statement read to the students where

62 (Pages 245 to 248)

245 How do you them on their degree of acquaintance with the full 2 I have them spectrum of positions, and some students come out as 3 - point to that? materialists and some come out -- very few -- I can't 4 A Without commentary I have them read certain even remember one who came out - well, maybe texts by Richard Dawkins and then texts by Michael occasionally there's one or two who accepted Behe and William Dembs - William Dembski I haven't intelligent design, but by far the majority of 7 used in class, but Michael Behe and Phillip Johnson 7 students I teach are able to make a distinction 8 I've used. I have them read those texts without between science, the science of evolution, and the commentary and without preparation. And then in class different philosophical interpretations of it. 10 we start discussing it, and hopefully the discussion 10 Q Is your course graded on the basis of a 11 itself will elicit a variety of interpretations. And 11 paper, or are the students graded by tests that they 12 occasionally you'll have -- we have very bright 12 take? 13 students at Georgetown - you'll have students able to 13 A Both. I give them blue book examinations, 14 see immediately that the issue is not about science; 14 and then they have to do papers as well. The 15 it's about different belief systems. 15 classroom discussion is graded, not on what they say 16 Q But when you - when you are, you know, 16 but on their degree of participation. 17 17 teaching intelligent design in this classroom -Q If you're teaching them about intelligent 18 A Teaching about it. 18 design, what kind of questions do you ask them in the 19 Q — about it, are you expecting the student 19 tests? 20 to take the same viewpoint that you hold? 20 A "What is it that Michael Behe finds 21 21 A No. In fact, I almost hope just for the objectionable about Darwinian theory?"; that sort of sake of an interesting discussion that some of the 22 question. 246 248 students will be convinced by Behe's approach or 1 Q Do you find your class popular among the Johnson's approach, but that then a kind of dialogue 2 students? 3 will take place within the classroom which will allow 3 A Well, I've taught it for - I'm retired now, 4 students eventually to see what's really going on 4 but until last year I taught it almost every semester 5 here. But I don't -- I try not to lead them. 5 for over 30 years, and it was always filled, 6 At the end of the particular section I'm 6 Q The students that filled your classroom, 7 dealing with, I do summarize the various positions.] 7 were they students that were getting a degree in 8 have them use as a text my book on science and science of some kind or were they liberal arts 9 Ģ religion. If you've seen that text, you'll notice students? 10 each chapter has four different spokespersons for four 10 A About 20 percent would be science students, ΙI different positions on science and religion; the 11 25 percent maybe, and the others would be from all 12 scientific materialists, those who see science and 12 different disciplines. ... 13 religion as separate worlds, those who see them as 13 Q Have you ever read Douglas Futuymas's quote? 14 distinct but nonetheless capable of being related, and 14 Evolution. 15 those who see religion as having a very subtle and 15 Pardon me? Do you know the name Futuymas? 16 passive role to play in the shaping of the kind of 16 A Futuymas, yeah. 17 mind that would do science in the first place. 17 Q Yeah, F-U-T-U-Y-M-A-S. Quote, By coupling 18 Q After you get done with your dialogue with 18 undirected purposeless variation to the blind, 19 the class and there's a student that still does not 19 uncaring process of natural selection, Darwin made 20 accept the idea that intelligent design is not 20 theological or spiritual explanations of the life 21 scientific, do you flunk that student? 21 processes superfluous, end of quote.

22

A Yes, I've read that and many other similar

22

A Of course 1 - as I said earlier, I grade

63 (Pages 249 to 252)

1			
ľ,	249	١,	251
1 2	quotes by other biologists. Those are not scientific statements. Those are purely biased philosophical	'2	agenda as the only plausible religious alternative? Do you see that written anywhere in the policy?
3	statements which should not be part of any science.	3	A It's not written formally, but it's implicit
4	O Who made this statement: Darwin made it	4	when they recommend to students that they be exposed
5	possible to become an intellectually fulfilled	5	to intelligent design as an alternative Darwinian
6	atheist?	6	theory. What that, in effect, amounts to is their
7	A Richard Dawkins with The Blind Watchmaker is	7	exposure to a specific theological idea which I find
8	a perfect example of what I'm talking about.	8	to be very narrow and which many other theologians
9	Q Others of the prominent Darwinists include	وا	would find to be very narrow as well.
10	Carl Sagan; is that correct?	10	Q But it is not the nowhere do they say it
II	A He was not technically a biologist, but he	11	is the only plausible theory; would you agree with
12	would fit into the evolutionary materialist point of	12	that statement?
13	view.	13	A Well, what I'm saying, in effect, is that
14	Q Going back to your your expert report.	14	why aren't they talking about some Hindu conception of
15	Let me see if I can find it. Page 4, paragraph 2 —	15	deity; why this particular why intelligent design?
16	MR. WILCOX: The parenthetical?	16	Why did they focus it on that? Why not recommend the
17	MR. THOMPSON: Yeah, the parenthetical,	17	students read the Buddhist, Taoist, native American
18	but starting in the middle of that paragraph.	18	texts? Why this particular specifically Christian
19	BY MR. THOMPSON:	19	idea, an idea encumbered by a whole history of
20	Q Nor is it appropriate in the context of	20	Christian reflection? If it's from a point of view
21	public education that the ID proponents be permitted	21	of - of broadening students' minds, they should not
22	to push their own implicitly theological agenda as the	22	talk just about intelligent design if they're going to
	to place our implicacy meesogram against as as		mor loss assessment configure cost, to Bourk to
	250		
			252
1		₁	talk about other alternatives to — to Darwinian
1 2	only - and you've got "only" italicized plausible		talk about other alternatives to — to Darwinian
-	only - and you've got "only" italicized plausible religious alternative, especially since other theists	1 2 3	talk about other alternatives to — to Darwinian theory.
2	only - and you've got "only" italicized plausible	2	talk about other alternatives to — to Darwinian theory. Q Let me make my question a little more
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253 255 -- implicitly -ı O First of all, you'll agree that no student 2 A -- conclusion -2 was required to read Of Pandas and People; is that 3 Q -- theological agenda, it's a conclusion 4 that you arrived at? A No, it was not required, but it was 5 5 A It's a conclusion that I have arrived at recommended. Q Do you see the word "recommended" anywhere 6 6 along with many other people. 7 Q But reasonable people can differ about that in the policy? 8 conclusion, can they not? A In the statements that I read it seemed - I 9 MR. WILCOX: Objection. don't know the exact words. 10 THE WITNESS: I don't think reason, if 10 Q Well, we have it right here in Exhibit 3. 11 reason was properly followed here, would allow that 11 It says, The reference book Of Pandas and People is 12 available for students who might be interested in kind of wide open approach to this because my -- my 13 whole approach is not just theological, but logical. gaining an understanding of what intelligent design 14 14 Logically speaking, intelligent design actually involves. It doesn't - that's the 15 discourse does not fall within the same framework of 15 statement. Does that say recommend? 16 discussion that science and evolutionary biology 16 A Yes, since it's the only text among many, 17 participate in. It belongs to a separate realm; that 17 many other books that students could be pointed to to of ideology rather than science. So it's unreasonable 18 expand their understanding of life. This is the one 19 in my view. 19 that this report mentions, so I take that to be an 20 20 BY MR. THOMPSON: implicit recommendation. 21 Q So no reasonable person can accept any other 21 Q Another use of the word implicit? 22 explanation of the policy that the Dover School 22 A Yes. 254 256 District pushed ID as the only plausible religious Ì Q And that's, again, your conclusion with 2 alternative? 2 which other people could differ; is that correct? 3 MR. WILCOX: Objection. 3 A Other people --4 THE WITNESS: Could you rephrase the 4 MR. WILCOX: Objection. This is so 5 question? beyond the pale of discovery. All you're doing is 6 BY MR. THOMPSON: arguing over different interpretations. It's obvious 7 Q Rephrase it? 7 that they didn't say, there are lots of book in the 8 A Uh-huh, more directly. library; go read some. They said, there is a book in 9 Q I'm trying to respond to the comments that the library, Of Pandas and People, that's available if you made that it's not reasonable to make any other 10 you want to learn more about this subject. Now, if 11 conclusion than that this is the only plausible 11 that's not a recommendation, I don't know what it is. 12 religious alternative. 12 So why don't you just move on to something else... 13 A I didn't say that. What I was saying is 13 because we've only got an hour left. 14 that it's unreasonable to propose that a book that 14 MR. THOMPSON: Okay. It's important 15 deals with intelligent design like Of Pandas and 15 because it deals with the policy, and, secondly, I'm 16 People can function as an alternative way of looking 16 questioning him on what he thinks is implicitly 17 at life to the Darwinian approach because that's 17 involved in the policy. He's using the words, and I'm 18 mixing apples and oranges. It's taking an approach 18 trying to discover what he means by the words. I'm 19 which, as I've said all along, is implicitly 19 not trying to be --20 theological and trying to juxtapose that as an MR. WILCOX: His use of the word 21 alternative to a scientific mode of inquiry. That's 21 implicit was with reference to ID proponents. It 22 the unreasonableness of it. 22 wasn't in reference to the Dover Area School District.

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257 O Hundreds? He's not saying everybody on the school board is an ID 1 2 proponent, I don't think. If he means that, you can A And I've addressed thousands, and in 3 ask him. Ask him what he means by that. question and answer sessions afterwards, that's when I THE WITNESS: No. I don't mean that. 4 do a lot of my contact with these scientists. So they 5 BY MR. THOMPSON: hear me out, and if they thought that I was saying 6 Q We're talking about the policy. We're something they didn't agree with, they would -- they 7 talking about the policy. On page 6 again, at the would tell me so. And my - my sense is that 8 bottom of the second paragraph you say, For that 90 percent or more tend to like my approach to 9 reason most scientists who believe in God reject the evolution. 10 proposition that ID is a scientific idea. Q There are a lot of questions on that 10 statement that you made. How do you know all these 11 What is the basis for that statement? What 12 is your basis for that statement? people believe in God unless you specifically ask 13 13 A I don't have a statistical basis. I'm only them? speaking from my own contact in my work in science and 14 14 A These - these are people that are involved 15 religion. Internationally I come into contact with in many, what are called, local society initiatives many, many scientists - many scientists who believe that are sponsored by the John Templeton Foundation. 16 17 17 in God who are involved in science and religion These are organizations all over the world which bring discussions, and almost to - man or woman, they together local science - scientists to discuss issues 18 19 19 reject the proposed - the proposition that ID is a in religion, and I've addressed many of these groups, 20 20 scientific idea. I have encountered very, very few I'm a member of the board of the Metanexus 21 people in the scientific community who are interested 21 Foundation, which is the foundation that disburses 22 in theology and who understand religion and are funds to these local society initiatives all over the 258 260 workl. So among people in the humanities, I've had 1 interested in religion who are advocates of this. 2 much more contact with a wide spectrum of scientists There are a small proportion of intelligent 3 than most people in my field especially, design scientists that I come across occasionally, but Q Are you also a member of the -- on the board 4 they're very, very much in the minority. Well, how many scientists do you think there. of the Templeton are in the world? 6 A Yes, Templeton Foundation as well. I am at 7 7 the moment. A I bave no idea. 8 O Several hundred thousand? 8 On page 6, the bottom of the page, last paragraph -- let's see here. Yeah, the last Q A Well, more than that. There must be paragraph, it's paragraph four, it starts - the 10 millions. 11 Q Well, how many scientists have you come 11 second sentence, quote, From the point of view of the 12 most prominent theologians, therefore, not only is ID across? 13 13 poor science, it is also appalling - appallingly --A I've come across a sampling that I think is 14 14 it is representative of many different scientists; 15 scientists from many different areas of the world, 15 A Appalling --16 Q -- also --16 many different areas of expertise. And I can say that 17 17 In the western world especially that almost all of - theology. 18 them would reject the idea that intelligent design is 18 Q - it is also appalling theology, period, 19 19 end quote. a scientific idea. 20 Q Well, you say "a sampling." Can you give me 20 Do you believe that? 21 a number? 21 A Yes. I didn't document -- this is not a

scholarly paper. I could have put a footnote after

22

A Hundreds.

66 (Pages 261 to 264)

261 263 every sentence in here. But if you want a list of Q Well, why would you introduce the theory of 2 some of the most prominent theologians, I can name intelligent design to your class if it's appalling 3 theology? people like Karl Barth, Paul Tillich, for example. 4 Paul Tillich has had an enormous influence A I do this in all my — in all my courses. 5 5 in the shaping of contemporary theology. He objects As I mentioned earlier -- we went over there several to intelligent design because it brings in ultimate times before - I used to teach a course called The 7 reality as one cause among others in a whole series of Problem of God, and I introduced my students to 8 causes which is an implicit demotion of God. atheistic thought because I want them to be able to 9 The theologians that I'm referring to here, deal with it, to critically examine it. If they never 10 come across these ideas within a context where they Catholic and Protestant and Jewish, all consider 11 11 can critically examine it, they will end up, as many intelligent design, or in some cases natural theology 12 12 as a whole, to be an implicit trivialization of God kids do, going out to graduate school or whatever 13 because it makes ultimate reality one cause, among without sufficient preparation in terms of critical 14 others, in a series of natural causes. awareness. So I want students - I introduce them not 15 And this is how intelligent design argument only to intelligent design, but I introduce them to is implicitly - again I say "implicitly" because Dawkins to E.O. Wilson to Stephen J. Gould and others 16 17 explicitly they deny that they're doing this. But who conflate ideology with science so they will be 18 they're bringing in an ultimate level of explanation able to critically distinguish science from ideology. 19 19 Q And the fact that it is appalling theology. at the level of - in an explanatory slot where we 20 20 is not relevant to the purpose for which you use normally deal with physical causes. So God then 21 21 intelligent design; is that correct? becomes one physical cause among others implicitly, 22 22 and that's a denial of divine transcendence, so that's A In the classroom? 262 264 1 why I say it's theologically -- theologically it's l Q Right. 2 2 not - it's appalling theology because it is an A No, it's not relevant at all, but it is one 3 attempt, in a sense, to bring the divine down to a prominent, publicly known position which is the duty level of ordinary, mandane scientific inquiry. of educators to allow their students to - to come 5 into contact with so that they can be critically -Q But you'll agree with me that the ID 6 theorists don't view the theory of ID as theology? able to examine it critically. 7 A Formally speaking they deny that it is, but Q You will agree that the teachers -- the 8 biology teachers in Dover do not, in fact, teach once again, as we've said many, many times, it 9 functions religiously and theologically in the three intelligent design? 10 senses of the term religion that I mentioned earlier. 10 A I don't - I don't know that that's 11 O As do many Darwinian theorists; is that 11 universally the case. 12 correct? 12 Q If all that is being read is that statement 13 and nothing further, that is not teaching intelligent A The Darwinian theorists function as 13 14 religious in the first sense of the term not in the 14 design, is it? 15 second and third. 15 A In itself, correct. 16 16 Q But you didn't distinguish — Okay. Can you answer that yes or no? 17 17 A Many Darwinians, not all by any means - for Yeş. 18 example, Ken Miller is an exception. But many 18 Q It is not teaching intelligent design; is 19 Darwinians I have agreed do tend to implicitly make 19 that correct? 20 Darwin - Darwinian explanation ultimate explanation, MR. WILCOX: Objection, that's a double and that's wrong. That's religiously inappropriate, 21 negative question. It's bound to be confusing.

22 scientifically inappropriate.

22

MR. THOMPSON: Okay.

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267 **26**5 believe? ı THE WITNESS: Yeah, it's confusing. 2 BY MR. THOMPSON: 2 A Depth is one metaphor that we use among many other metaphora available in reference to ultimate 3 I don't want to confuse you. I don't want. 4 to confuse myself either. The fact that intelligent reality. design is merely mentioned in this four-paragraph 5 Q is there a -- can you give me a description. statement that is read does not amount to teaching of what you mean by God is depth? 7 A I start with -- basing my thought here on intelligent design, does it? 7 theologian Paul Tillich, and he points out that in our 8 A Not directly, but indirectly it could experience of reality, there are four different areas 9 lead -- it's tendentious, let's say; it could lead toward a teacher - I could see how a teacher who is that we all encounter. We encounter other people; we encounter ourselves; we encounter nature; and we personally predisposed toward intelligent design would 12 take this statement as legitimation of teaching 12 encounter history and society. 13 And to take the first, in our relationship intelligent design in the classroom. I could see that 14 to another person we think we get - we know that 14 happen quite easily. 15 Q Does that fall within your definition of person, but then this person will do something or say teaching you gave me a while back? something that surprises us or disappoints us, so if 16 MR. WILCOX: Which is "that"? 17 17 we're to continue with our relationship with that MR. THOMPSON: It was a long discussion person, we have to dig to a deeper level. And we 18 19 think we know that person at that level, but once 19 of what teaching is --20 20 THE WITNESS: Yes. again experience will show us that we do not. 21 21 MR. THOMPSON: -- and I don't want to To make a long story short, the reason that 22 go through it, but we can if you want. we never reach rock bottom in our understanding of the 268 266 other person is that that person has an inexhaustible THE WITNESS: My definition of teaching 1 dimension, depth. The same is true of nature. The 2 applies in different ways to different fields of same is true of history. The same is true of our own 3 study. In all fields of study the objective is to get selves. That, in other words, there's an the student to come into contact with the human desire 4 incomprehensible mystery. Depth is just another word to know, but as I also mentioned earlier, the desire for mystery. б to know requires different methods in different 7 If you correlate it with the definitions J 7 fields, and I would not want to confuse a science gave - three definitions, it would fit in the second class that's dealing with evolution by proposing that definition. So an awareness of the infinite and 9 they should look at - or that they - I would not inexhaustible depth of nature is one of the ways in 10 even mention Of Pandas and People in a science class because it would give students the impression that which I would try to give a person some sense of what 11 I mean by God. It fulfills the definition of God as 12 maybe this is an alternative to what they're learning transcendent. It's not identical with nature, 13 in biology. 14 BY MR. THOMPSON: history, us; it transcends us. Just instead of thinking of God as up there as classical thought is 15 Q Well, my question is, merely mentioning the done - as prescientific thought is done, after depth phrase intelligent design, do you consider that 16 17 psychology came along, a new horizon opened up to us, 17 teaching intelligent design? 18 that of the dimension of depth. 18 A Strictly speaking, no. 19 And that is just one of many ways in which 19 Q 1 must say I was very interested in your 20 we can begin to find something in our experience off 20 definition of God in your book, Deeper Than Darwin, but I don't understand it. I want to ask you some 21 of which we can bounce the word God so as to make some 21

questions about that. You define God as depth, I

sense of it. It's by no means an exhaustive

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269 271 anderstanding. BY MR. THOMPSON: 1 . 2 Your definition of God also, in a sense, 2 Q -- in common terminology. removes him from direct causation of life on earth; is 3 A Well, it's a term that in theology we have to be very careful with. What it means theologically that correct? 5 5 A To make God a direct cause of anything is to is that whatever exists has an ultimate cause or an demote God. God is the ground of all causes, not -ultimate explanation. 7 not so much a specific physical cause but the ground Q Well, was there a man on earth referred to 8 or the foundation of all causation. in Genesis as Adam? Do you believe that? 9 So you would answer my question yes? A If you want me to give a full answer to this 10 10 question. I have to give you a little bit of A Yes. introduction to biblical literature. And the answer 11 Q Okay. So even though the creed says, maker 12 to it is that Adam in the theological community today of heaven and earth -13 A Uh-huh. is understood as a -- not an actual organic individual but as the term itself means in Hebrew. It means 14 O — you do not consider him maker of heaven. and earth as we would understand that? 15 mankind. It has a kind of generic quality to it. 15 MR. WILCOX: Objection. 16 So I believe that God creates everything, 16 17 THE WITNESS: The expression heaven and 17 not just Adam, but everything. But God creates not in the same way that scientific causes operate, but in a 18 earth refers to what is visible and invisible, and what it means is that wherever there is being --19 19 much deeper way. 20 wherever there are beings, there's a ground of being, 20 Q Well, am I correct in understanding, then, that even though the Bible says - refers to Adam as a 21 21 and that's what we mean by creator. 22 BY MR. THOMPSON: 22 single man, you refer to him as mankind? 270 272 Q This ground of being, I guess that's A What the Bible is trying to do in that - by 1 2 another asking that question that you just asked, you -- you 3 A That's a theological expression of Paul assume that I'm following a literalist interpretation 4 Tillich. of the Book of Genesis, which I do not as I've been But the creed talks about maker of heaven. 5 saying all day. and earth, and then the second line is of all The Book of Genesis has a deep meaning, but 7 visible -- things visible and invisible. the deep meaning is not to be arrived at by taking the 8 A Yeah. individual characters in the story as representative 9 Q Are those different categories? of factual, actual human beings. The story is trying 10 A No, I think they're two ways of saying that to get across the importance of hope for people, and whatever exists - they're just two different ways of what it's trying to say is that in spite of evil and saving that whatever exists has a foundation; that is in spite of the mess we get ourselves in, there is a not part of the created world but which is the 13 13 reality which is sufficiently resourceful, God; that 14 foundation of the created world. 14 by being able to bring a whole universe into existence 15 Q Did God make Adam? 15 can also bring our own lives to fulfillment as well in A Who is Adam? What do you mean by "Adam"? spite of all evil. 16 16 17 17 Q In the Book of Genesis. Q Well, maybe to make it more specific without 18 A What do you mean by "make"? 18 referring to the Bible since you are Roman Catholic, 19 Q Did God create Adam, the first man? 19 let's talk about the magisterium of the church, what

20

21

the Roman Catholic church believes. The Roman

Catholic church believes that Adam is a word for -- a

generic word for humankind, or does the church believe

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21

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A What do you mean by "create"?

MR. WILCOX: Objection.

Whatever that definition normally means —

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that there was a man -- the first man created by God?

A Here, again, you have to be careful to

3 define what you mean by "church." In the teaching of

the Second Vatican Council, the "church" means the

whole people of God, not just the magisterium. And

the magisterium is not just ecclesia docens, ecclesia

teaching, works of the church teaching, but it's also

the church learning as well. This is a theology that

has emerged most explicitly in the Second Vatican

10 Council

11

And when the magisterium - if you identify 12 the Pope as magisterial - speaks, the Pope, like

everybody else, learns. And what the past pope, Pope

John Paul II, learned over the course of his lifetime

15 was that evolution is a fairly probable hypothesis,

16 and that's why he wrote a statement showing that the

17 Catholic church is not opposed to evolutionary

18 thinking. The only thing that it's opposed to is the

19 identification of evolution as materistism, and that's

20 what I've been bringing out today.

21 So the church has no formal statement ever 22 that I know of that Adam was a factual historical

L was a woman named Eye?

2 A The Eve that I accept is our ancestor in

Africa that the scientists talk about. But, no.

that's all part of a way of trying to get across a

deep religious truth which we miss altogether if we

interpret it literally.

Q Well, do you believe in the original sin?

A I believe that the Doctrine of Original Sin

can make sense -- very good theological sense if we

don't interpret it as something that's inherited

11 genetically from one generation to the next, but

instead understand it as applying to the fact that the

world into which each one of us is born has been

messed up in some ways by the accumulation of bad

15 human decisions.

16 All of us are contaminated by evil social

17 structures, for example, unjust social structures.

18 Look at the poverty in Africa and elsewhere that's due

to the maldistribution of the world's wealth. The sin 19

20 of injustice is something that has an effect on

21 everybody born into this world.

That's original sin, and it's much more

1 being.

5

2 Q Well, I mentioned the magisterium and you

3 responded by the magisterium. What about the

catechism of the Catholic church?

A The Catholic catechism is misinformed and 6 it's out of touch with what's going on in science when

it speaks of Adam almost as a historical person.

There's been a lot of discussion in the theological

community about the thorough and complete inadequacy

of the Catholic catechism, of the people who wrote the

Catholic catechism were not informed about science and

evolution, and that's one of the things that happens when people do not become informed about science.

14 Q Would you then agree that at least the

15 catechism refers to Adam as a man created by God?

16 A Yes, and I thoroughly disagree with that

approach. And one can be a good Catholic and dissent

from specific formulations like that, and even the

papal statements themselves, I think, implicitly rebut

that particular formulation. This is not an

21infallible document.

22

What about Eve; do you believe that there.

serious and much more in need of redemption than something that's inherited biologically.

3 Q Do you believe in the Catholic Doctrine of

Original Sin as a result of decisions made by Adam and

5 Eve?

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A Again, you're asking this question in the

7 form of a biblical literalist.

8 Q I'm talking about, again, the catechism of

the church, the magisterium or the catechism of the

10 church. 11

MR. WILCOX: Objection, compound.

12 THE WITNESS: You're trying to force me

13 to play a literalist creationist sort of game which I

14 have all day been distancing myself from, and I've

been doing that because of theological convictions and 15

16 religious convictions that we trivialize biblical text

17 if we ask questions the way that you just did.

18 BY MR. THOMPSON:

Did you answer my question?

20 It's not a meaningful question.

So you refuse to answer it?

A If I said yes or no to a question like that,

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it would - it would implicitly be making me a part of 2 a kind of literalist way of looking at religious text. So I could say in a figurative way, and in preaching, for example -- I'm not a preacher, but if I were a preacher, I could use terms like the fact we are all 6 descendents of Adam, for example, to figuratively 7 represent the fact that we're all in need of 8 redemption. That's the whole point of the story. 9 The point of the story is not to make people 10 literalists but to make people aware of their need for 11 Q Isn't it true, however, that the magisterium 12 13 and the catechism of the church hold that Adam was, in 14 fact, a unique individual created by God and that Eve 15 was, in fact, a unique individual created by God; doesn't the church hold that as a part of its 16 17 magisterium and catechism? 18 A It depends on what you mean by "magisterium"

whole story of the virgin birth, if you read contemporary biblical scholarship, is trying to make a theological point that this is a special person. 4 The Christians were not the first to talk about virgin birth. You find in interreligious literature parallel types of stories in which prominent individuals were brought about in a very

exceptional manner. And the purpose of this kind of

language, if you look at it historically in the 10 context in which it arose, was to give people a sense 11 of the specialness of Christ.

12 Q Trying to interpret what you just said, then, what you are saying is that the virgin birth was 14 not, in fact, a historical fact?

15 A It's not a verifiable - even in principle 16 it's not a verifiable biological fact.

17 I could say the same thing of the resurrection. The resurrection is not a 19 scientifically knowable reality.

20 Q Well, see, I'm not talking about scientific now. I'm talking about your -- you're a Catholic theologian, and I'm talking about what you as a

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know of any competent theologian who would go along with that.

here. If you mean the teaching of the deepest troths

that have been bequeathed to us by scripture and

tradition, the magisterium would not require that I

say literally that Adam and Eve existed, and I don't

Q What about the same question relating to the

catechism of the church? A Catechism of the church is a conditioned —

a historically conditioned document which changes. There have been many catechisms over the course of

times. Some catechisms, like the Baltimore catechism, express things one way. The reason that we come up

10 with new catechisms is people recognize the inadequacy

11 of earlier ones. That's the only reason why the new

12 catechisms are brought about.

Christ?

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13 Already there are a lot of people such as 14 myself who say we can do a lot better in presenting 15 Christian doctrine than this carelessly constructed 16 catechism. Not all parts are carelessly constructed, 17 but some of them are.

18 Q Do you believe in the virgin birth of 19

A I believe it in this sense; that what the 21 virgin birth literature is trying to get across is not

a biological fact but it's trying to bring out - the

theologian believe.

A All right. If you'll concede that, that we're not talking about scientifically factual here,

then the interpretation that I gave is in conformity

with that requirement that you just laid down. I'm

giving you an interpretation and understanding of the

virgin birth which does not require that we trivialize it by making it some sort of scientific curiosity but

that we look for the religious intention of the

authors who were talking about this event, and that

11 religious intention was to uphold -- to find one of

12 many, many different ways in which the New Testament

13 tries to bring out the precininence of Christ.

14 Q Again, keeping in mind, now, we're talking. 15 about what you believe as a theologian, I'm going to 16 ask you the question again. Do you believe in the

17 virgin birth as an actual fact of history?

18 A That's an irrelevant thing. That's an irrelevant question. Do I believe in -- you don't --

you don't believe in facts. Facts are things which

21 are - which are - things that are publicly knowable. 22

The whole of the New Testament is in a geure

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71 (Pages 281 to 284)

			71 (Pages 281 to 284
Ì	281		283
1.	of literature in which one has to undergo what I	1	of Hypostatic Union, perhaps, the union of the God,
2	earlier referred to as a personal transformation in	2	the nature of the God and the nature of human in
3	order to understand what's going on in the text. So	3	Christ, yes.
4	that to ask the question do I believe in the virgin	4	BY MR. THOMPSON:
5	birth as a fact is, in a sense, to miss the whole	5	Q Well, do you believe that Christ is God
6	point of the doctrine of — or the biblical idea of a	6	A As I said
7	virgin birth. And that point is to draw attention not	7	Q incarnate?
8	to this woman and not to some biological curiosity,	8	A As I said earlier, I can recite the Nicene
9	but to the preeminence of this man.	9	Creed with complete genuineness and honesty, but you
10	Q Well, the only reason I ask that question is	10	have to remember that as a theologian I have been
ш	because the catechism of the church speaks about it.	11	trained to see things in this creed that perhaps a
12	A You have to understand here that	12	literalist mentality would not. So the questions that
13	MR. WILCOX: That's not a question.	13	you're asking me right now are questions that really
14	THE WITNESS: Okay.	14	are not able to elicit, even in principle, what I
15	MR. WILCOX: If he wants to ask a	15	really believe because you're trying to force me into
16	question, I assume he's getting to one.	16	a kind of literalist response — yes or no response to
17	MR. THOMPSON: Yeah. Thank you.	17	the type of questions that you're asking.
18	BY MR. THOMPSON:	18	Q Well, those are the, you know, same kind of
19	Q So I'm asking you specifically, is that a	19	responses (sic) that priests ask children as they go
20	historical fact? Regardless of whether it's trivial	20	through confirmation.
21	or irrelevant in your mind, is that a historical fact?	21	A But in that context - that's a religious
22	A What do you mean by "historical"?	22	context. It's not an intellectual context. When I go
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	282	١.	284
1	Q That it occurred in history, in time.) ,	to church, and I go to mass faithfully every Sunday,
2	A That it occurred in what sense? Physically?	2	and recite the creed, what I'm thinking when I recite
3	Q Yes.	3	this creed is not the same thing that a seventh grader
4	A In a way that could be in principle verified	4	or third grader is thinking.
5	by biological testing?	5	Q What about the Catholic catechism; is it the
6	Q I would say so.	6	same as the Catholic catechism is depicting and
7	A No. And for me to say yes to a question	7 R	describing?
I۴	like that is, in a sense, to place me in the camp of	ľ	A Again, there are different levels of
9	literalist religiosity which all day I have been	9	adequacy with which one even reads the catechism. The
10	distancing myself from.	10	catechism is not the best way to introduce people to
11	Q Do you believe that Christ was the son of	11	religion. But if you're talking about catechisms,
12	God?	12	they have — the different formulas in the catechism
13	A Yes, provided you understand what "son of	13	can be read at many different levels of theological
14	God" means.	14	development.
15	Q I'm using that term as a Catholic would use	15	Q Do you think truth changes for the church?
16	that term.	16	MR WILCOX: Objection.
17	MR. WILCOX: Objection.	17	THE WITNESS: Again, you're using
18	THE WITNESS: The term son of God, if	18	"truth" in a way that I wouldn't use it. Truth as
19	you know the biblical literature, is one that's	19	the truth is the objective of the human desire to
20	employed in other ways than – and applied to other	20	know, and it's not something that could ever be
21	individuals in biblical history in the Old Testament.	21	sequestered and confined by the human mind. It's a

22 So what you're asking is do I believe in the Doctrine

22 goal that we're on our way toward our whole lives. Do

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285 287 I believe that there is something there that is a pre-scientific people fundamental religious truth 2 that there is something deeply liberating at the calling me to be honest, to be truthful? Yes. 3 BY MR. THOMPSON: ultimate levels of reality. Q Do you believe that God came into this world Q Am I to then conclude by that statement that. 5 through Christ? there was no such thing as the parting of the Red Sea. as it was described in the Bible? A Yes. I also believe that God has been 6 7 7 coming into this world in other ways as well. A As you see it in Cecil B. DeMille's Ten 8 O Do you believe that God came into this world. Commandments, no. There was not - if you were there 9 as Christ for a specific purpose, that being the with the eyes of a naturalist, all you would see is salvation of men's souls? 10 people struggling through what was called the Yom Sef, 11 A That's one way of putting it, but eastern It wasn't even the Red Sea. It was the Sea of Reeds. 12 Christianity would not put it that way so much as to Most scholars now deny that it had anything to do with 13 say that God comes into the world to divinize the the Red Sea at all. And you would not have seen walls 14 world. of water like that. You would have seen - if you 15 O To what? 15 were there with the eyes of a scientist or with a 16 16 A Divinize it, to make the world - to camera, that's what you would have seen. 17 17 transform the universe. What religion does is look for the deeper 18 18 meanings of such events, and the Hebrews concluded Q So that God is not someone who stays outside. 19 19 of nature? that on the basis of that experience that we can posit 20 20 A Right. God, as I've been saying all along, the existence of an ultimate reality, which is not 21 is deeply involved in nature but not in the same way only liberating of the world, but eventually they that the scientific cause is involved, more deeply developed a Doctrine of Creation out of that; that 286 288 1 tbao (bat. 1 this liberator is also a creator. 2 2 Q Well, he – he actually came down and lived So Genesis, in fact — the stories in 3 on earth; correct? Genesis are much later than the Exodus stories in 4 A I believe in the incarnation, but to put it. their theological reflections that unfold as the in the formula that you just did is only the -- a very religious thinkers think about things that unfold, the 6 pre-philosophical, pre-theological way of getting at deeper meanings. This is why the notion of death is the truth of the Doctrine of the Incarnation. very important to me. 8 Q Do you believe in miracles? 8 O Do you believe that Christ was crucified, 9 A I believe that there are things that happen died and was buried as a historical fact? 10 in nature which do not violate scientific laws, laws 10 A Yes, but I would like to know what all of 11 of physics and chemistry, but which can be interpreted 11 this has to do with this particular case? 12 12 by the religious mind as evidence of the presence of Decause it's - I'm testing your credibility 13 13 the divine. as a Catholic theologian. 14 14 Q Do you believe the biblical account of the A But I would like to know what -- what gives 15 parting of the Red Sca? 15 you the authority to be able to decide what is or what 16 A That's a stylized legendary way of getting is not a Catholic theologian --17 across the truth that God is ultimately a liberating 17 Q I'm not making that — I'm not making that 18 reality that seeks to set us free, including free from 18 assumption. 19 19 religious prejudices. A Well, to be able to think you can raise the 20 Q What does "stylized" mean? What do you mean 20 relevant questions that can decide that issue. 21 by "stylized"? 21 Q Because you're here as a theologian and

you've been discussing all of intelligent design as a

22

A It's the specific style of getting across to

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	289		291
11	religious doctrine	1	A Right.
2		2	Q — after Jesus was resurrected —
3	Q - and you've defined religion for me, and	3	A Yes.
4	you've written a book, which we've been discussing,	4	Q — taking photos of that room
5	Deeper Than Darwin, where you actually had been making	- 5	continuously
6		6	A Rìght.
7	2 2 2	7	Q — there would not have been a Christ?
8	that the kinds of questions that you've been asking me	8	A That's my opinion, and it's an opinion that
9	11 1	9	I share with some other theologians as well.
10	•	10	Q Do you believe that the Bible is the
[11	•	[1]	inspired word of God?
12	buried as a historical fact?	12	A Yes.
13		13	Q Okary. Do you believe in the Holy Trinity?
14	Q Okay. Do you believe that he was	14	A Of course.
15		15	Q Okay. So you believe in the existence of
16	• -	16	God the Father, the Son and the Holy Spirit?
17		17	A As I said all along I can recite the Nicene
18		18	Creed, the Apostle's Creed with complete honesty and
19		19	fullness in faith.
20	• • • • • • • • • • • • • • • • • • •	20	Q There was a question I wanted to ask you,
21	*	21	and then I forgot, the - Christ came to this world
22	that Jesus lives. The way in which that was expressed	22	for the specific purpose of dying for our sins; isn't
\vdash		├	
,	in the New Testament is through resurrection stories,	Ι.	292
		1 1	that true?
í		1 2	that true? A That's one interpretation.
2	but it was also expressed through the stories about	2	A That's one interpretation.
3	but it was also expressed through the stories about the coming of the spirit of Christ upon the Disciples	2 3	A That's one interpretation. Q Well, isn't that the interpretation that the
3 4	but it was also expressed through the stories about the coming of the spirit of Christ upon the Disciples who were galvanized by their common experience of this	2 3 4	A That's one interpretation. Q Well, isn't that the interpretation that the Catholic church gives?
2 3 4 5	but it was also expressed through the stories about the coming of the spirit of Christ upon the Disciples who were galvanized by their common experience of this man during his lifetime to the belief that this man's	2 3 4 5	A That's one interpretation. Q Well, isn't that the interpretation that the Catholic church gives? A Yes, and I can accept that, but that does
2 3 4 5 6	but it was also expressed through the stories about the coming of the spirit of Christ upon the Disciples who were galvanized by their common experience of this man during his lifetime to the belief that this man's substantiality was so solid that death could not	2 3 4	A That's one interpretation. Q Well, isn't that the interpretation that the Catholic church gives? A Yes, and I can accept that, but that does not exhaust the meaning of Christ. That's what I'm
2 3 4 5	but it was also expressed through the stories about the coming of the spirit of Christ upon the Disciples who were galvanized by their common experience of this man during his lifetime to the belief that this man's substantiality was so solid that death could not defeat it, and that, therefore, he lives. And	2 3 4 5 6	A That's one interpretation. Q Well, isn't that the interpretation that the Catholic church gives? A Yes, and I can accept that, but that does not exhaust the meaning of Christ. That's what I'm saying. Christ also came to bring this universe to
2 3 4 5 6 7 8	but it was also expressed through the stories about the coming of the spirit of Christ upon the Disciples who were galvanized by their common experience of this man during his lifetime to the belief that this man's substantiality was so solid that death could not defent it, and that, therefore, he lives. And resustrection is one way of representing that.	2 3 4 5 6	A That's one interpretation. Q Well, isn't that the interpretation that the Catholic church gives? A Yes, and I can accept that, but that does not exhaust the meaning of Christ. That's what I'm saying. Christ also came to bring this universe to fulfillment, this evolving universe.
2 3 4 5 6 7 8 9	but it was also expressed through the stories about the coming of the spirit of Christ upon the Disciples who were galvanized by their common experience of this man during his lifetime to the belief that this man's substantiality was so solid that death could not defent it, and that, therefore, he lives. And resurrection is one way of representing that. But, again, if there was a camera and	2 3 4 5 6 7 8 9	A That's one interpretation. Q Well, isn't that the interpretation that the Catholic church gives? A Yes, and I can accept that, but that does not exhaust the meaning of Christ. That's what I'm saying. Christ also came to bring this universe to fulfillment, this evolving universe. Q True. But the fact is that he came here for
2 3 4 5 6 7 8	but it was also expressed through the stories about the coming of the spirit of Christ upon the Disciples who were galvanized by their common experience of this man during his lifetime to the belief that this man's substantiality was so solid that death could not defent it, and that, therefore, he lives. And resurrection is one way of representing that. But, again, if there was a camera and scientific experts in the upper room, that the	2 3 4 5 6 7 8	A That's one interpretation. Q Well, isn't that the interpretation that the Catholic church gives? A Yes, and I can accept that, but that does not exhaust the meaning of Christ. That's what I'm saying. Christ also came to bring this universe to fulfillment, this evolving universe. Q True. But the fact is that he came here for the purpose of —
2 3 4 5 6 7 8 9	but it was also expressed through the stories about the coming of the spirit of Christ upon the Disciples who were galvanized by their common experience of this man during his lifetime to the belief that this man's substantiality was so solid that death could not defent it, and that, therefore, he lives. And resurrection is one way of representing that. But, again, if there was a camera and	2 3 4 5 6 7 8 9 10	A That's one interpretation. Q Well, isn't that the interpretation that the Catholic church gives? A Yes, and I can accept that, but that does not exhaust the meaning of Christ. That's what I'm saying. Christ also came to bring this universe to fulfillment, this evolving universe. Q True. But the fact is that he came here for the purpose of — A That's part of the creed. I can accept
2 3 4 5 6 7 8 9 10 11	but it was also expressed through the stories about the coming of the spirit of Christ upon the Disciples who were galvanized by their common experience of this man during his lifetime to the belief that this man's substantiality was so solid that death could not defent it, and that, therefore, he lives. And resurrection is one way of representing that. But, again, if there was a camera and scientific experts in the upper room, that the evangelists talk about, when Jesus appeared, they would not have seen him.	2 3 4 5 6 7 8 9 10 11 12	A That's one interpretation. Q Well, isn't that the interpretation that the Catholic church gives? A Yes, and I can accept that, but that does not exhaust the meaning of Christ. That's what I'm saying. Christ also came to bring this universe to fulfillment, this evolving universe. Q True. But the fact is that he came here for the purpose of — A That's part of the creed. I can accept that.
2 3 4 5 6 7 8 9 10 11 12 13	but it was also expressed through the stories about the coming of the spirit of Christ upon the Disciples who were galvanized by their common experience of this man during his lifetime to the belief that this man's substantiality was so solid that death could not defent it, and that, therefore, he lives. And resurrection is one way of representing that. But, again, if there was a camera and scientific experts in the upper room, that the evangelists talk about, when Jesus appeared, they would not have seen him. Avery Dulles, for example, who is a rather	2 3 4 5 6 7 8 9 10	A That's one interpretation. Q Well, isn't that the interpretation that the Catholic church gives? A Yes, and I can accept that, but that does not exhaust the meaning of Christ. That's what I'm saying. Christ also came to bring this universe to fulfillment, this evolving universe. Q True. But the fact is that he came here for the purpose of — A That's part of the creed. I can accept that. Q Okay. We've had a long, long, long day, and
2 3 4 5 6 7 7 8 9 10 11 12 13 14	but it was also expressed through the stories about the coming of the spirit of Christ upon the Disciples who were galvanized by their common experience of this man during his lifetime to the belief that this man's substantiality was so solid that death could not defent it, and that, therefore, he lives. And resurrection is one way of representing that. But, again, if there was a camera and scientific experts in the upper room, that the evangelists talk about, when Jesus appeared, they would not have seen him. Avery Dulles, for example, who is a rather conservative theologian and now a Cardinal of the	2 3 4 5 6 7 8 9 10 11 12 13	A That's one interpretation. Q Well, isn't that the interpretation that the Catholic church gives? A Yes, and I can accept that, but that does not exhaust the meaning of Christ. That's what I'm saying. Christ also came to bring this universe to fulfillment, this evolving universe. Q True. But the fact is that he came here for the purpose of — A That's part of the creed. I can accept that. Q Okay. We've had a long, long, long day, and I appreciate your patience.
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	293	 ,	295 CERTIFICATE OF SHORTHAND REPORTER-NOTARY PUBLIC
1	MR, THOMPSON: Okay. That will be it.	2	L Dana R. Craddock, Registered
2	Thank you	3	Professional Reporter, the officer before whom the
3	THE WITNESS: Thank you.	_ 4	foregoing deposition was taken, do hereby certify that
4		5	the foregoing transcript is a true and correct record
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6	(Signature not having been waived, the	ľ	by me stenographically and thereafter reduced to
7	deposition of JOHN F. HAUGHT, PH.D., was concluded	8	typewriting under my direction and that I am mather
8	at 4:45 p.m.)	ļ	counsel for, related to, not employed by any of the
9			parties to this case and have no interest, financial
10		10	•
13		11	or otherwise, in its outcome.
12			IN WITNESS WHEREOF, I have hereunto set my
13		13	hand and affixed my notarial seal this 13th day of June, 2005.
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15		15	My Commission Expines: 3urae 30, 2005
16		16	300 30, 2003
17	•	17	
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20		21	THE DISTRICT OF COLUMBIA
21		22	THE DISTRICT OF COLOMBIA
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DEPOSITION OF JOHN F. HAUGHT, PH.D. CONDUCTED ON WEDNESDAY, JUNE 1, 2005

CONDUCTED ON WEDNESDAY, JUNE 1, 2005 75 (Page 297) **297** ERRATA SHEET IN RE: TAMMY KITZMILLER, et al. vs. DOVER AREA 3 SCHOOL DISTRICT AND DOVER AREA SCHOOL DISTRICT BOARD OF DIRECTORS RETURN BY: PAGE LINE CORRECTION AND REASON 22 (DATE) (SIGNATURE)

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